

FIFTY-SIXTH DAY

(Thursday, April 17, 1941)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Leonard.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Fuchs
Allen	Gandy
Allison	Garland
Alsup	Gilmer
Avant	Goodman
Bailey	Halsey
Baker	Hanna
Bean	Hardeman
Bell	Hargis
Benton	Harris of Dallas
Blankenship	Harris of Hill
Boone	Hartzog
Brawner	Heflin
Bray	Helpinstill
Bridgers	Henderson
Brown	Hileman
Bruhl	Hobbs
Bullock	Howard
Bundy	Howington
Burkett	Hoyo
Burnaman	Huddleston
Carlton	Huffman
Carrington	Hughes
Cato	Humphrey
Celaya	Isaacks
Chambers	Jones
Clark	Kelly
Cleveland	Kennedy
Coker	Kersey
Colson, Mrs.	Kinard
Connelly	King
Craig	Klingeman
Crossley	Knight
Crothwait	Lansberry
Daniel	Lehman
Davis	Leyendecker
Deen	Lock
Dickson of Bexar	Love
Dickson of Nolan	Lowry
Donald	Lucas
Dove	Lyle
Duckett	McAlister
Dwyer	McCann
Ellis	McDonald
Eubank	McGlasson
Evans	McLellan
Favors	McMurry
Ferguson	McNamara
Files	Manford
Fitzgerald	Manning

Markle	Sharpe
Matthews	Shell
Mills	Simpson
Montgomery	Skiles
Moore	Smith of Bastrop
Morgan	Smith of Atascosa
Morris	Spacek
Morse	Spangler
Murray	Stanford
Pace	Stinson
Parker	Stubbs
Pevehouse	Taylor
Phillips	Thornton
Price	Turner
Rampy	Vale
Reed of Bowie	Voigt
Reed of Dallas	Walters
Ridgeway	Wattner
Rhodes	Weatherford
Roark	White
Roberts	Whitesides
Sallas	Winfree
Senterfitt	

Absent—Excused

Anderson	Martin
Hutchinson	Nicholson
Little	

A quorum was announced present.

Prayer was offered by Rev. George W. Coltrin, as follows:

"Lord, Thy ways are not our ways, and Thy thoughts are not our thoughts. Too often we forget that Thou art God, because we may not recognize Thy plan nor see Thine arm. Help us so to perform our duties that when we shall look back upon them we shall see Thy hand in it all; and may we give Thee glory in our lives. For Christ's sake. Amen."

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. Little for today, the balance of the week and next Monday and Tuesday, on motion of Mr. Morse.

Mr. Hutchinson for today on motion of Mr. Ferguson.

Mr. Anderson for today, on account of important State business, on motion of Mr. Dwyer.

The following Members were granted leaves of absence on account of illness:

Mr. Nicholson for today on motion of Mr. Burkett.

Mr. Lansberry, temporarily for today, to attend the funeral of Judge George E. Christian, on motion of Mr. Lyle.

BILLS RECOMMITTED

Mr. Montgomery moved that Senate Bill No. 22 be recommitted to the Committee on Counties.

The motion prevailed.

Mr. Blankenship moved that House Bill No. 261 be recommitted to the Committee on State Affairs in order to have a public hearing on the bill for 7:30 o'clock p. m. next Monday.

Mr. McNamara moved to table the motion by Mr. Blankenship.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—54

Alsup	Hoyo
Bean	Huffman
Bell	Klingeman
Benton	Lansberry
Bray	Lehman
Bridgers	Leyendecker
Brown	Lock
Bruhl	Lowry
Bundy	Lyle
Burnaman	McGlasson
Celaya	McLellan
Craig	McNamara
Crosthwait	Morse
Dickson of Bexar	Parker
Dickson of Nolan	Pevehouse
Donald	Phillips
Duckett	Reed of Dallas
Dwyer	Ridgeway
Eubank	Senterfitt
Fuchs	Smith of Atascosa
Goodman	Spacek
Hanna	Spangler
Harris of Dallas	Stinson
Henderson	Thornton
Hobbs	Vale
Howard	Voigt
Howington	Winfree

Nays—82

Allen	Avant
Allison	Bailey

Baker	Kennedy
Blankenship	Kersey
Boone	Kinard
Brawner	King
Bullock	Knight
Burkett	Love
Carlton	Lucas
Carrington	McAlister
Cato	McCann
Chambers	McDonald
Clark	McMurry
Cleveland	Manford
Coker	Manning
Colson, Mrs.	Markle
Connelly	Matthews
Davis	Mills
Deen	Montgomery
Dove	Moore
Ellis	Morgan
Evans	Murray
Favors	Pace
Ferguson	Price
Files	Rampy
Fitzgerald	Reed of Bowie
Gandy	Rhodes
Garland	Roark
Halsey	Roberts
Hardeman	Sallas
Hargis	Sharpe
Harris of Hill	Simpson
Heflin	Skiles
Helpinstill	Smith of Bastrop
Hileman	Stanford
Huddleston	Turner
Hughes	Walters
Humphrey	Wattner
Isaacks	Weatherford
Jones	White
Kelly	Whitesides

Absent

Crossley	Morris
Daniel	Shell
Gilmer	Stubbs
Hartzog	Taylor

Absent—Excused

Anderson	Martin
Hutchinson	Nicholson
Little	

Question then recurring on the motion to recommit House Bill No. 261 to the Committee on State Affairs for a public hearing at 7:30 o'clock p. m., next Monday, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—79

Allen	Hughes
Allison	Humphrey
Avant	Isaacks
Bailey	Jones
Baker	Kelly
Benton	Kennedy
Blankenship	King
Boone	Knight
Brawner	Love
Bullock	Lucas
Burkett	McAlister
Carlton	McCann
Carrington	McDonald
Cato	McMurry
Chambers	Manford
Clark	Markle
Cleveland	Matthews
Coker	Mills
Colson, Mrs.	Moore
Connelly	Morgan
Daniel	Murray
Davis	Pace
Deen	Price
Donald	Rampy
Dove	Reed of Bowie
Ellis	Rhodes
Evans	Roberts
Favors	Sallas
Ferguson	Sharpe
Files	Simpson
Fitzgerald	Skiles
Gandy	Smith of Bastrop
Garland	Stanford
Hardeman	Turner
Hargis	Walters
Harris of Hill	Wattner
Heflin	Weatherford
Helpinstill	White
Hileman	Whitesides
Huddleston	

Nays—57

Alsup	Halsey
Bean	Hanna
Bell	Harris of Dallas
Bray	Henderson
Brown	Hobbs
Bruhl	Howard
Bundy	Howington
Celaya	Hoyo
Craig	Huffman
Crosthwait	Kersey
Dickson of Bexar	Kinard
Dickson of Nolan	Klingeman
Duckett	Lansberry
Dwyer	Lehman
Eubank	Leyendecker
Fuchs	Lock
Gilmer	Lowry
Goodman	Lyle

McGlasson	Roark
McLellan	Senterfitt
McNamara	Smith of Atascosa
Manning	Spacek
Montgomery	Stinson
Morse	Stubbs
Parker	Thornton
Pevehouse	Vale
Phillips	Voigt
Reed of Dallas	Winfree
Ridgeway	

Absent

Bridgers	Morris
Burnaman	Shell
Crossley	Spangler
Hartzog	Taylor

Absent—Excused

Anderson	Martin
Hutchinson	Nicholson
Little	

Mr. Blankenship moved to reconsider the vote by which House Bill No. 261 was recommitted and to table the motion to reconsider.

The motion to table prevailed.

COMMITTEE ON CRIMINAL JURISPRUDENCE INSTRUCTED

Mr. Donald moved that the Committee on Criminal Jurisprudence be instructed to report House Bill No. 231 to the House by next Thursday.

The motion prevailed.

MOTION TO INSTRUCT COMMITTEE ON REVENUE AND TAXATION

Mr. Manning moved that the Committee on Revenue and Taxation be instructed to report House Bill No. 299 to the House by next Tuesday.

Mr. Kersey moved to table the motion by Mr. Manning.

The motion to table prevailed.

RELATIVE TO HOUSE BILL NO. 831

On motion of Mr. Simpson and by unanimous consent of the House, the caption of House Bill No. 831 was ordered amended to conform to all changes and with the body of the bill.

**TRIBUTE TO THE HON.
GEORGE E. CHRISTIAN**

Mr. Lyle moved that the House, out of respect to the memory of Judge George E. Christian, whose funeral services are being held at this hour, stand at ease for one minute.

The motion prevailed unanimously and the House accordingly, at 10:40 o'clock a. m., stood at ease until 10:41 o'clock a. m., out of respect to the memory of Judge George E. Christian.

**MOTIONS TO PRINT ON
MINORITY REPORT**

Mr. Huffman moved that House Bill No. 587, reported adversely with a minority favorable report, be printed.

Mr. Wattner moved to table the motion by Mr. Huffman.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—107

Allison	Craig
Alsup	Crossley
Avant	Crosthwait
Bean	Daniel
Bell	Dwyer
Benton	Ellis
Brawner	Eubank
Bray	Ferguson
Bridgers	Files
Brown	Fitzgerald
Bruhl	Fuchs
Bullock	Gandy
Burkett	Garland
Burnaman	Gilmer
Carlton	Halsey
Carrington	Hanna
Cato	Hardeman
Celaya	Hargis
Chambers	Harris of Dallas
Clark	Harris of Hill
Cleveland	Heflin
Coker	Helpinstill
Colson, Mrs.	Henderson
Connelly	Hileman

Howington
Hughes
Humphrey
Isaacks
Jones
Kelly
Kersey
Kinard
King
Klingeman
Lehman
Leyendecker
Lock
Lowry
McAlister
McCann
McDonald
McGlasson
McLellan
McMurry
McNamara
Manford
Manning
Markle
Matthews
Mills
Montgomery
Moore
Morgan
Morris

Morse
Murray
Pace
Phillips
Price
Rampy
Reed of Bowie
Reed of Dallas
Ridgeway
Rhodes
Roark
Roberts
Sharpe
Shell
Simpson
Skiles
Smith of Atascosa
Spangler
Stanford
Stinson
Stubbs
Thornton
Turner
Vale
Voigt
Walters
Wattner
Weatherford
White

Nays—27

Bailey	Huddleston
Boone	Huffman
Davis	Kennedy
Deen	Knight
Dickson of Bexar	Love
Dickson of Nolan	Lucas
Donald	Lyle
Dove	Parker
Duckett	Pevehouse
Evans	Sallas
Favors	Senterfitt
Goodman	Smith of Bastrop
Hobbs	Spacek
Hoyo	

Absent

Allen	Howard
Baker	Taylor
Blankenship	Whitesides
Bundy	Winfree
Hartzog	

Absent—Excused

Anderson	Little
Hutchinson	Martin
Lansberry	Nicholson

Mr. Evans moved that House Bill No. 761, reported adversely with a minority favorable report, be printed.

Mr. Morse moved to table the motion by Mr. Evans.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—79

Avant	Humphrey
Bean	Isaacks
Bell	Jones
Benton	Kelly
Bray	Klingeman
Bridgers	Lehman
Brown	Leyendecker
Bruhl	McAlister
Bullock	McGlasson
Bundy	McNamara
Burkett	Manford
Burnaman	Matthews
Carlton	Montgomery
Carrington	Moore
Cato	Morris
Chambers	Morse
Clark	Murray
Cleveland	Pace
Coker	Phillips
Connelly	Price
Craig	Ridgeway
Crossley	Rhodes
Crosthwait	Roark
Davis	Roberts
Ellis	Sharpe
Eubank	Skiles
Files	Smith of Atascosa
Fitzgerald	Spangler
Fuchs	Stinson
Gandy	Stubbs
Gilmer	Taylor
Halsey	Thornton
Hardeman	Vale
Harris of Hill	Voigt
Hartzog	Walters
Heflin	Wattner
Henderson	Weatherford
Hileman	White
Howington	Winfree
Hughes	

Nays—47

Allison	Donald
Alsup	Dove
Bailey	Duckett
Baker	Evans
Boone	Favors
Daniel	Ferguson
Deen	Goodman
Dickson of Bexar	Hanna
Dickson of Nolan	Hargis

Helpinstill	McLellan
Hobbs	McMurry
Hoyo	Manning
Huddleston	Morgan
Huffman	Parker
Kennedy	Pevehouse
Kersey	Rampy
King	Reed of Bowie
Knight	Sallas
Lock	Senterfitt
Love	Simpson
Lowry	Smith of Bastrop
Lucas	Spacek
Lyle	Turner
McDonald	Whitesides

Absent

Allen	Howard
Blankenship	Kinard
Brawner	McCann
Celaya	Markle
Colson, Mrs.	Mills
Dwyer	Reed of Dallas
Garland	Shell
Harris of Dallas	Stanford

Absent—Excused

Anderson	Little
Hutchinson	Martin
Lansberry	Nicholson

SUSPENDING CERTAIN
JOINT RULES

Mr. Reed of Dallas offered the following resolution:

H. C. R. No. 94, Suspending Certain Joint Rules to Consider House Joint Resolution No. 1.

Whereas, House Joint Resolution No. 1 has been engrossed by the House and is now pending third reading; and

Whereas, Thursday is Senate Bill Day in the House; and

Whereas, House Joint Resolution No. 1 is an important measure that should be passed by the House in order that the Senate may take action upon it; now, therefore, be it

Resolved, by the House of Representatives, the Senate concurring, That the necessary Joint Rules be suspended, so as to permit the House to consider said House Joint Resolution No. 1 today, Thursday, April 17, 1941.

The resolution was read second time and was adopted by the following vote:

Yeas—108

Allen	Kelly
Allison	Kennedy
Alsup	Kersey
Avant	Kinard
Bailey	King
Baker	Klingeman
Bean	Knight
Bell	Lehman
Benton	Leyendecker
Boone	Lock
Bray	Love
Bruhl	Lucas
Bullock	Lyle
Bundy	McCann
Burkett	McGlasson
Carrington	McLellan
Cato	McMurry
Clark	McNamara
Cleveland	Manford
Coker	Manning
Colson, Mrs.	Montgomery
Connelly	Moore
Craig	Morgan
Crossley	Morse
Crothwait	Murray
Daniel	Parker
Davis	Pevehouse
Deen	Phillips
Dickson of Nolan	Price
Eubank	Rampy
Evans	Reed of Bowie
Favors	Reed of Dallas
Ferguson	Rhodes
Files	Roark
Fitzgerald	Roberts
Fuchs	Sallas
Gandy	Senterfitt
Garland	Sharpe
Gilmer	Shell
Goodman	Simpson
Halsey	Skiles
Hanna	Smith of Atascosa
Hardeman	Spacek
Hargis	Spangler
Harris of Dallas	Stinson
Harris of Hill	Stubbs
Hartzog	Taylor
Heflin	Thornton
Helpinstill	Turner
Henderson	Vale
Hileman	Walters
Howington	Weatherford
Huddleston	Whitesides
Humphrey	Winfree

Nays—18

Brawner	Dickson of Bexar
Brown	Donald
Burnaman	Dove
Carlton	Duckett

Ellis	McDonald
Hobbs	Markle
Hoyo	Mills
Hughes	Morris
Jones	Pace

Absent

Blankenship	McAlister
Bridgers	Matthews
Celaya	Ridgeway
Chambers	Smith of Bastrop
Dwyer	Stanford
Howard	Voigt
Huffman	Wattner
Isaacks	White
Lowry	

Absent—Excused

Anderson	Little
Hutchinson	Martin
Lansberry	Nicholson

MOTION TO INTRODUCE HOUSE
JOINT RESOLUTION

Mr. Garland moved to reconsider the vote by which the House heretofore refused the introduction of the following House joint resolution:

By Mr. Garland:

H. J. R. No. —, Proposing an amendment to Section 26, of Article III of the Constitution of Texas, so as to authorize the apportionment of Members of the House of Representatives among the several counties or political subdivisions thereof.

The motion to reconsider prevailed.

Question again recurring on the motion to introduce the resolution, it was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—67

Allison	Colson, Mrs.
Alsup	Connelly
Avant	Daniel
Bailey	Dickson of Bexar
Baker	Dickson of Nolan
Bean	Donald
Bell	Dove
Boone	Duckett
Bray	Evans
Bundy	Ferguson
Burnaman	Fitzgerald
Cato	Garland
Chambers	Hargis

Harris of Hill	Matthews
Hileman	Moore
Hobbs	Morgan
Huddleston	Morris
Huffman	Parker
Hughes	Pevehouse
Jones	Phillips
Kelly	Price
Kennedy	Rampy
Kersey	Reed of Dallas
King	Roark
Klingeman	Senterfitt
Knight	Sharpe
Lehman	Smith of Bastrop
Love	Spacek
Lowry	Stubbs
Lucas	Taylor
McCann	Thornton
McMurry	Vale
Manford	Voigt
Manning	

Nays—62

Allen	Howard
Benton	Howington
Bridgers	Hoyo
Brown	Humphrey
Bruhl	Isaacks
Bullock	Kinard
Carlton	Leyendecker
Carrington	McAlister
Celaya	McGlasson
Clark	McLellan
Cleveland	McNamara
Coker	Markle
Craig	Mills
Crosthwait	Morse
Davis	Murray
Deen	Pace
Dwyer	Reed of Bowie
Ellis	Ridgeway
Eubank	Rhodes
Favors	Roberts
Files	Sallas
Fuchs	Shell
Gandy	Simpson
Gilmer	Skiles
Goodman	Smith of Atascosa
Halsey	Spangler
Hanna	Stinson
Hardeman	Walters
Harris of Dallas	Wattner
Heflin	Weatherford
Helpinstill	Winfree

Absent

Blankenship	Henderson
Brawner	Lock
Burkett	Lyle
Crossley	McDonald
Hartzog	Montgomery

Stanford	White
Turner	Whitesides

Absent—Excused

Anderson	Little
Hutchinson	Martin
Lansberry	Nicholson

(Mr. Eubank in the Chair.)

MESSAGE FROM THE SENATE

Austin, Texas, April 17, 1941.

Hon. Homer Leonard, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted the following:

H. C. R. No. 94, Permitting the House to take up and consider House Joint Resolution No. 1.

Respectfully,

BOB BARKER,
Secretary of the Senate.

(Speaker in the Chair.)

EXPRESSING SYMPATHY OF
THE HOUSE TO THE
REPUBLIC OF
MEXICO

Mr. Celaya offered the following resolution:

H. S. R. No. 211, Expressing Sympathy of the House to the Republic of Mexico.

Whereas, Our great neighbor to the South, the Republic of Mexico, was recently visited by a disastrous earthquake and a dreadful volcanic eruption; and

Whereas, That cataclysmic upheaval of nature brought ruin, fire and destruction when the earthquake rocked most of the southern half of Mexico, but especially in the City of Colima, where it is reported that over half of its 15,000 residents were reported homeless, dead or injured; and

Whereas, The House of Representatives of the Texas Legislature and the people of Texas desire to extend their sympathy to the citizens of Mexico, and also desire to go on record as expressing their profound belief that the people of that great country will recover, as they always have from any hardship

which has or will confront them; now

Therefore, be it resolved, by the House of Representatives, That the House express its deepest sympathy to the people of Mexico in the light of the great disaster which now confronts them; and

Be it further resolved, That the House express its belief in the ability of the great Mexican people to recover from this great calamity; and

Be it further resolved, That the Chief Clerk be instructed to send a copy of this resolution with the Seal of the House impressed thereon to His Excellency, Manuel Avila Camacho, President of the Republic of Mexico, and a copy to His Excellency, Pedro Torres Ortiz, Governor of the State of Colima; and

Be it further resolved, That this resolution be spread upon the Journal today, and that when the House adjourns today, that it do so in sympathy for the suffering sustained by our neighbors to the South.

CELAYA,
BELL,
TAYLOR.

The resolution was read second time and was adopted.

GRANTING CERTAIN DISTRICT JUDGE PERMISSION TO BE ABSENT FROM STATE

Mr. Rampy offered the following resolution:

H. C. R. No. 93, Granting Judge O. L. Parish permission to be absent from the State.

Whereas, Honorable O. L. Parish, Judge of the One Hundred and Nineteenth Judicial District of Texas, desires to leave the State some time during the years 1941 and 1942 on personal business and to take a vacation; therefore, be it

Resolved by the House of Representatives of the State of Texas, the Senate concurring, That Honorable O. L. Parish, Judge of the One Hundred and Nineteenth Judicial District of Texas, be and he is hereby granted permission to be absent from the State of Texas, at such intervals, and for such time as he may see fit and proper during the months of

July and August in the years 1941 and 1942, taking into consideration the condition of the docket of said Court.

The resolution was read second time and was adopted.

RELATIVE TO PRIVILEGES OF THE FLOOR

Mr. Bray offered the following resolution:

H. S. R. No. 212, Relative to Privileges of the floor.

Whereas, The House has created a Picture Committee; and

Whereas, This Committee has been empowered to enter into a contract with some commercial photographer for the purpose of perpetuating the record of this membership; and

Whereas, Such contract has been entered into in good faith by the Christianson-Leberman Studio, and the terms of this contract are that the studio asks nothing in return for its services but that it be permitted to sell the individual members their personal orders of such layouts or pictures; and

Whereas, Itinerant photographers have been taking and selling pictures; and

Whereas, We believe the action of these photographers is impairing the rights of the contract with the Christianson-Leberman Studio; and

Whereas, It appears to be only equity and justice that, such contract having been made, should be observed; now

Therefore, Be It Resolved, That hereafter no photographer shall be permitted on the floor of the House unless given permission by the Sergeant at Arms, acting by and with the Picture Committee.

The resolution was read second time and was adopted.

HOUSE JOINT RESOLUTION NO. 1 ON THIRD READING

Mr. Reed of Dallas moved that the necessary Rules be suspended for the purpose of taking up and considering, at this time, House Joint Resolution No. 1.

The motion prevailed by the following vote:

Yeas—112

Allen	Kelly
Allison	Kennedy
Alsup	Kersey
Avant	Kinard
Bailey	King
Baker	Klingeman
Bean	Knight
Bell	Lehman
Boone	Leyendecker
Bray	Lock
Bridgers	Love
Bruhl	Lyle
Bullock	McCann
Bundy	McDonald
Burkett	McGlasson
Carlton	McMurry
Carrington	McNamara
Cato	Markle
Celaya	Matthews
Chambers	Mills
Clark	Montgomery
Cleveland	Morgan
Colson, Mrs.	Morse
Connelly	Murray
Craig	Parker
Crossley	Pevehouse
Crothwait	Phillips
Daniel	Price
Davis	Rampy
Deen	Reed of Bowie
Dickson of Nolan	Reed of Dallas
Eubank	Ridgeway
Evans	Rhodes
Ferguson	Roark
Files	Roberts
Fitzgerald	Sallas
Fuchs	Senterfitt
Gandy	Shell
Garland	Simpson
Gilmer	Skiles
Goodman	Smith of Bastrop
Hardeman	Smith of Atascosa
Hargis	Spacek
Harris of Dallas	Stanford
Harris of Hill	Stinson
Heflin	Stubbs
Helpinstill	Taylor
Henderson	Thornton
Hileman	Turner
Howard	Vale
Howington	Voigt
Hoyo	Walters
Huddleston	Weatherford
Huffman	White
Humphrey	Whitesides
Isaacks	Winfree

Nays—19

Benton	Burnaman
Brown	Coker

Dickson of Bexar	Jones
Donald	Lucas
Dove	McAlister
Duckett	McLellan
Ellis	Moore
Favors	Pace
Hobbs	Sharpe
Hughes	

Absent

Blankenship	Lowry
Brawner	Manford
Dwyer	Manning
Halsey	Morris
Hanna	Nicholson
Hartzog	Spangler
Lansberry	Wattner

Absent—Excused

Anderson	Little
Hutchinson	Martin

The Speaker then laid before the House, on its third reading and final passage,

H. J. R. No. 1, Proposing an amendment to Article III of the Constitution of the State of Texas, by adding a new section thereto to be known as Section 49a, requiring all bills passed by the Legislature on and after January 1st, 1945, appropriating money for any purpose to be sent to the Comptroller of Public Accounts, and fixing the duties of the Comptroller with reference thereto; and fixing the duties of the Speaker of the House of Representatives upon the return of any such bill to such Speaker by the Comptroller; and fixing the status of any such appropriation bill when so returned; and fixing the duties of the Governor with reference to all appropriation bills; and requiring the State Treasurer, on or after January 1st, 1945, to submit to the Comptroller of Public Accounts daily report showing conditions of all State funds; and regulating the issuance of warrants by the Comptroller; and providing for the submission of this amendment to the voters as required by the Constitution, and making an appropriation therefor.

The resolution was read third time.

Mr. Gilmer offered the following amendment to the resolution:

Amend House Joint Resolution

Number 1, by striking out all of Sections 1 and 2, and inserting in lieu thereof the following:

"Section 1. Article III of the Constitution of the State of Texas be amended by adding thereto, immediately after Section 49, a Section to be known as Section 49a, to read as follows:

"Section 49a: It shall be the duty of the Comptroller of Public Accounts at least ten days in advance of each regular or special session of the Legislature to prepare and submit to the Legislature and to the Governor, a statement under oath showing fully the then financial condition of the State Treasury and including an estimate of the probable receipts and disbursements for the remainder of the biennium. There shall also be contained in said statement an itemized estimate of the anticipated revenue that will be received by and for the State from all sources during the succeeding biennium and said statement shall contain such other information as may be required by law. Supplemental statements shall be furnished from time to time as may be necessary to show probable change.

Save in the case of emergency and imperative public necessity and with a four-fifths vote of the total membership of both the House and Senate, no appropriation in excess of the cash and anticipated revenue of the State shall be valid. From and after January 1, 1945, no bill containing an appropriation shall be considered as passed or be sent to the Governor for consideration until and unless the Comptroller of Public Accounts endorses his certificate thereon showing that same is within the revenue estimated for the biennium. When the Comptroller finds an appropriation bill exceeds the estimated revenue for the biennium he shall endorse such finding thereon and return same to the Chief Clerk of the House of Representatives. Such information shall be immediately made known to both the House of Representatives and the Senate and no further vote or action shall be taken at such session upon any appropriation bill, including such bill, until or unless the Legislature makes provision for additional reve-

nue estimated to be sufficient to pay the same.

The Legislature of the State of Texas is hereby authorized and directed to provide for the issuance and sale of serial bonds equal in principal to the total outstanding, valid and approved obligations owing by the State of Texas on September 1, 1943, provided such bonds shall not draw interest in excess of two per cent (2%) per annum and mature within twenty (20) years from date."

Sec. 2. The foregoing constitutional amendment shall be submitted to a vote of the qualified electors of the State of Texas, at the next general election to be held on the first Tuesday after the first Monday in November, 1942, being November 3rd, 1942, at which election all voters favoring said proposed amendment shall write or have printed on their ballots, the words:

"For the amendment to the Constitution of the State of Texas, requiring appropriation bills passed by the Legislature to be presented to and certified by the Comptroller of Public Accounts as to available funds for payment thereof, limiting appropriations to the total of such available funds, providing for issuance of bonds to pay off State obligations outstanding September 1, 1943, and fixing the duties of the Legislature and Comptroller of Public Accounts with reference thereto."

Those opposing said proposed amendment shall write or have printed on their ballots, the words:

"Against the amendment to the Constitution of the State of Texas, requiring appropriation bills passed by the Legislature to be presented to and certified by the Comptroller of Public Accounts as to available funds for payment thereof, limiting appropriations to the total of such available funds, providing for issuance of bonds to pay off State obligations outstanding September 1, 1943, and fixing the duties of the Legislature and Comptroller of Public Accounts with reference thereto."

Sec. 3. The Governor of the State of Texas is hereby directed to issue the necessary proclamation for said election and have same published as

required by the Constitution for amendments thereto.

Sec. 4. The sum of Five Thousand Dollars (\$5,000.00), or so much as may be necessary, is hereby appropriated out of any funds in the Treasury of the State of Texas, not otherwise appropriated, to pay the expenses of such publication and election.

GILMER,
MORSE,
STINSON.

(Mr. Bell in the Chair.)

Mr. Reed of Bowie offered the following amendment to the amendment:

Amend amendment to House Joint Resolution No. 1 by striking out the last paragraph of Section No. 1.

Mr. Kersey moved the previous question on the pending amendments and the final passage of House Joint Resolution No. 1, and the main question was ordered.

(Speaker in the Chair.)

Question first recurring on the amendment by Mr. Reed of Bowie to the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—15

Allison	Morgan
Bean	Parker
Dickson of Bexar	Rampy
Harris of Hill	Roark
Howington	Sharpe
King	Skiles
Knight	Wattner
Lucas	

Nays—111

Allen	Bundy
Alsup	Burkett
Avant	Burnaman
Bailey	Carlton
Baker	Carrington
Brawner	Cato
Bray	Chambers
Bridgers	Clark
Brown	Cleveland
Bruhl	Coker
Bullock	Connelly

Craig	Lowry
Crossley	Lyle
Crosthwait	McAlister
Daniel	McCann
Davis	McDonald
Deen	McGlasson
Dickson of Nolan	McLellan
Donald	McMurry
Duckett	McNamara
Dwyer	Manning
Ellis	Markle
Eubank	Matthews
Favors	Mills
Ferguson	Morris
Files	Morse
Fitzgerald	Murray
Gandy	Pace
Garland	Pevehouse
Gilmer	Phillips
Goodman	Price
Hanna	Reed of Dallas
Hardeman	Ridgeway
Harris of Dallas	Rhodes
Heflin	Roberts
Helpinstill	Senterfitt
Henderson	Shell
Hileman	Simpson
Hobbs	Smith of Bastrop
Howard	Smith of Atascosa
Hoyo	Spacek
Huddleston	Spangler
Huffman	Stanford
Hughes	Stinson
Humphrey	Stubbs
Isaacks	Taylor
Jones	Thornton
Kelly	Turner
Kennedy	Vale
Kersey	Voigt
Kinard	Walters
Klingeman	Weatherford
Lansberry	White
Lehman	Whitesides
Lock	Winfree
Love	

Absent

Bell	Halsey
Benton	Hargis
Blankenship	Hartzog
Boone	Leyendecker
Celaya	Manford
Colson, Mrs.	Montgomery
Dove	Moore
Evans	Reed of Bowie
Fuchs	Sallas

Absent—Excused

Anderson	Martin
Hutchinson	Nicholson
Little	

Question then recurring on the amendment by Mr. Gilmer, it was adopted by the following vote:

Yeas—115

Allen	Jones
Allison	Kelly
Alsup	Kennedy
Avant	Kersey
Bailey	Kinard
Baker	King
Bean	Klingeman
Bell	Knight
Blankenship	Lansberry
Bray	Lehman
Brown	Love
Bruhl	Lyle
Bullock	McAlister
Bundy	McCann
Burkett	McDonald
Carlton	McGlasson
Carrington	McLellan
Cato	McMurry
Chambers	McNamara
Clark	Manning
Cleveland	Markle
Coker	Matthews
Colson, Mrs.	Mills
Connelly	Moore
Craig	Morgan
Crossley	Morris
Crothwait	Morse
Daniel	Murray
Davis	Pace
Deen	Parker
Dickson of Nolan	Pevehouse
Dove	Phillips
Dwyer	Price
Eubank	Reed of Bowie
Evans	Reed of Dallas
Favors	Ridgeway
Files	Rhodes
Fitzgerald	Roberts
Gandy	Sallas
Gilmer	Senterfitt
Goodman	Shell
Hanna	Simpson
Hargis	Smith of Bastrop
Harris of Dallas	Smith of Atascosa
Hartzog	Spacek
Helpinstill	Spangler
Henderson	Stanford
Hileman	Stinson
Howard	Stubbs
Howington	Taylor
Hoyo	Thornton
Huddleston	Turner
Huffman	Vale
Hughes	Voigt
Humphrey	Walters
Isaacks	Weatherford

White
Whitesides

Winfree

Nays—22

Bridgers	Hobbs
Burnaman	Lock
Dickson of Bexar	Lowry
Donald	Lucas
Duckett	Manford
Ellis	Montgomery
Ferguson	Rampy
Garland	Roark
Hardeman	Sharpe
Harris of Hill	Skiles
Heflin	Wattner

Absent

Benton	Fuchs
Boone	Halsey
Brawner	Leyendecker
Celaya	

Absent—Excused

Anderson	Martin
Hutchinson	Nicholson
Little	

By unanimous consent of the House, the caption of the resolution was ordered amended to conform to all changes and with the body of the resolution.

House Joint Resolution No. 1 was then passed by the following vote:

Yeas—114

Allen	Crossley
Allison	Crothwait
Alsup	Daniel
Avant	Davis
Bailey	Deen
Baker	Dickson of Nolan
Bean	Duckett
Bell	Dwyer
Blankenship	Eubank
Bray	Evans
Bruhl	Favors
Bullock	Ferguson
Bundy	Files
Burkett	Fitzgerald
Carlton	Gandy
Carrington	Gilmer
Cato	Goodman
Celaya	Hanna
Chambers	Hardeman
Clark	Hargis
Cleveland	Harris of Dallas
Coker	Harris of Hill
Colson, Mrs.	Hartzog
Craig	Helpinstill

Henderson	Parker
Hileman	Pevehouse
Howard	Phillips
Hoyo	Price
Huddleston	Rampy
Huffman	Reed of Bowie
Humphrey	Reed of Dallas
Isaacks	Ridgeway
Jones	Roark
Kelly	Roberts
Kennedy	Sallas
Kersey	Senterfitt
Kinard	Shell
King	Simpson
Klingeman	Skiles
Knight	Smith of Bastrop
Lehman	Smith of Atascosa
Love	Spacek
Lowry	Spangler
Lyle	Stanford
McCann	Stinson
McDonald	Stubbs
McGlasson	Taylor
McLellan	Thornton
McMurry	Turner
McNamara	Vale
Manford	Voigt
Manning	Walters
Matthews	Wattner
Moore	Weatherford
Morris	White
Morse	Whitesides
Murray	Winfree

Nays—26

Brawner	Howington
Bridgers	Hughes
Brown	Lansberry
Burnaman	Lock
Connelly	Lucas
Dickson of Bexar	McAlister
Donald	Markle
Dove	Mills
Ellis	Montgomery
Fuchs	Morgan
Garland	Pace
Heflin	Rhodes
Hobbs	Sharpe

Absent

Benton	Halsey
Boone	Leyendecker

Absent—Excused

Anderson	Martin
Hutchinson	Nicholson
Little	

Mr. Gilmer moved to reconsider the vote by which the resolution was passed, and to table the motion to reconsider.

The motion to table prevailed.

RESOLUTIONS SIGNED BY
THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled resolutions:

H. C. R. No. 78, Authorizing the loan of certain highway equipment.

H. C. R. No. 94, Suspending certain Joint Rules to consider House Joint Resolution No. 1.

HOUSE BILLS ON FIRST
READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Garland:

H. B. No. 920, A bill to be entitled "An Act authorizing the Commissioners Court in any county having a population of not less than Twenty-nine Thousand, Seven Hundred and Sixty (29,760) and not more than Twenty-nine Thousand, Nine Hundred and Sixty (29,960) inhabitants, according to the last preceding Federal Census, to lease any county hospital belonging to said county, and providing for the terms of said lease; and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Bean:

H. B. No. 921, A bill to be entitled "An Act to declare a closed season on the killing of deer, dove and quail in Culberson County and the killing of quail and dove in Hudspeth County for a period ending February 1, 1945; prescribing a penalty therefor; and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Eubank:

H. B. No. 922, A bill to be entitled "An Act to fix the maximum rate of tax to be levied in all Independent School Districts having a scholastic population of not more than sixty-four hundred seventy-five (6,475), nor less than sixty-four hundred

twenty-five (6,425), according to the 1940-1941 scholastic census; and declaring an emergency."

Referred to the Committee on School Districts.

By Mr. Gilmer:

H. B. No. 924, A bill to be entitled "An Act providing for a closed season on wild deer and wild turkey in Schleicher County for a period of five (5) years; prescribing penalties for the violation of this Act; repealing all laws in conflict; and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Crosthwait, Mr. Stinson, Mr. Harris of Dallas, Mr. Reed of Dallas, Mr. Hanna and Mr. Blankenship:

H. B. No. 926, A bill to be entitled "An Act to amend Section 1 of Article 5138, Revised Civil Statutes of Texas, 1925, as amended by Acts 1931, Forty-second Legislature, Special Laws, page 189, Chapter 88, to empower and authorize counties having a population of 390,000 inhabitants or more and less than 450,000 inhabitants, and containing a city having a population of 290,000 inhabitants or more, according to the last preceding Federal Census, jointly with such city to establish, own, and operate a parental home and school for the training of dependent and delinquent youth resident of that county or city; and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Clark:

H. B. No. 927, A bill to be entitled "An Act providing an open season for mourning doves in Palo Pinto County, from September 1 to October 31 of each year, and providing that other laws of this State with reference to taking and hunting mourning doves shall apply in said county; fixing a penalty for violation of this Act; repealing all laws in conflict; and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Bundy and Mr. Mills:

H. B. No. 928, A bill to be entitled "An Act amending Section 4 of Chapter 290, Acts of the 41st Legislature, as amended by Section 1, Chapter 130, Acts of the 45th Legislature, so as to provide for a separate Board of Trustees for all Municipal Colleges in the State of Texas, organized prior to the year 1923, and providing the method of the electing said Board of Trustees and providing for the powers and duties of said Board; repealing all laws in conflict therewith; and declaring an emergency."

Referred to the Committee on Education.

Mr. Bundy asked unanimous consent to introduce at this time and have placed on first reading House Bill No. 923.

There was no objection.

The Speaker then laid the bill before the House, it was read first time and referred to the appropriate committee, as follows:

By Mr. Bundy, Mr. Garland, Mr. Hobbs, Mr. Whitesides, Mr. Evans, Mr. Moore, Mr. Stubbs, Mr. Burkett, Mr. Ridgeway, Mr. Senterfitt, Mr. Weatherford, Mr. Fitzgerald, Mr. Allison, Mr. Rampy, Mr. King, Mr. Davis, Mr. McGlasson, Mr. Huddleston, Mr. Lehman, Mr. Love and Mr. Humphrey:

H. B. No. 923, A bill to be entitled "An Act amending Article 3259 of the Revised Civil Statutes of Texas, of 1925, as amended by Acts 1939, Ch. 1, p. 429, H. B. 539, relating to Waco State Home, by changing the maximum number of children that may be boarded, at any given time, to twenty (20) such children; emergency clause."

Referred to the Committee on State Eleemosynary and Reformatory Institutions.

Mr. Bean asked unanimous consent to introduce at this time and have placed on first reading House Bill No. 925.

There was no objection.

The Speaker then laid the bill before the House, it was read first

time and referred to the appropriate committee, as follows:

By Mr. Bean:

H. B. No. 925, A bill to be entitled "An Act declaring an open season on killing the Golden Eagle or Mexican Brown Eagle in the State of Texas; and declaring an emergency."

Referred to the Committee on Game and Fisheries.

RECESS

On motion of Mr. Fitzgerald, the House at 12:40 o'clock p. m. took recess until 3:00 o'clock p. m. to-day.

AFTERNOON SESSION

The House met at 3:00 o'clock p. m. and was called to order by the Speaker.

LEAVES OF ABSENCE GRANTED

Mr. Kinard was granted leave of absence for this afternoon on account of important State business, on motion of Mr. Wattner.

Mr. Leyendecker was granted leave of absence for this afternoon on account of important business, on motion of Mr. Brawner.

Mr. Gilmer was granted leave of absence for this afternoon and tomorrow on account of important business, on motion of Mr. Spangler.

Mr. Hargis for this afternoon on account of important business, on motion of Mr. Helpinstill.

SENATE BILL NO. 20 ON PASSAGE TO THIRD READING

The Speaker laid before the House, as unfinished business, on its passage to third reading,

S. B. No. 20, A bill to be entitled "An Act providing a more efficient fiscal system for the State of Texas; creating a Director of the Budget, etc.; and declaring an emergency."

The bill having heretofore been read second time with amendment by Mr. Stinson and motion by Mr. Humphrey to table the amendment by Mr. Stinson, pending.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—83

Allen	King
Allison	Klingeman
Avant	Lansberry
Bailey	Love
Baker	Lowry
Bean	Lyle
Bell	McAlister
Benton	McCann
Boone	McDonald
Bridgers	McLellan
Brown	McMurry
Bullock	Manford
Bundy	Manning
Burnaman	Markle
Carlton	Matthews
Carrington	Moore
Cato	Morgan
Clark	Morris
Cleveland	Morse
Coker	Murray
Colson, Mrs.	Parker
Connelly	Price
Craig	Rampy
Daniel	Ridgeway
Davis	Rhodes
Dickson of Bexar	Roark
Dove	Roberts
Dwyer	Senterfitt
Ellis	Sharpe
Eubank	Simpson
Files	Skiles
Fitzgerald	Smith of Bastrop
Gandy	Smith of Atascosa
Halsey	Spacek
Hardeman	Stanford
Hartzog	Stubbs
Heflin	Thornton
Hileman	Voigt
Howington	Walters
Humphrey	Wattner
Isaacks	White
Kennedy	

Nays—38

Alsup	Favors
Brawner	Ferguson
Bray	Garland
Bruhl	Hanna
Crossley	Harris of Dallas
Crosthwait	Helpinstill
Deen	Hobbs
Donald	Hoyo
Duckett	Huddleston
Evans	Huffman

Hughes	Pace
Jones	Phillips
Kersey	Reed of Bowie
Knight	Reed of Dallas
Lock	Stinson
Lucas	Vale
McGlasson	Weatherford
McNamara	Whitesides
Mills	Winfree

Absent

Burkett	Kelly
Celaya	Lehman
Chambers	Montgomery
Dickson of Nolan	Pevehouse
Fuchs	Sallas
Goodman	Shell
Harris of Hill	Spangler
Henderson	Taylor
Howard	Turner

Absent—Excused

Anderson	Kinard
Blankenship	Leyendecker
Gilmer	Little
Hargis	Martin
Hutchinson	Nicholson

Mr. Humphrey offered the following amendment to the bill:

Amend Senate Bill No. 20, by striking out lines 20 to 40, inclusive, on page 2, and lines 1 to 23, inclusive, on page 3.

The amendment was adopted.

Mr. Humphrey offered the following amendment to the bill:

Amend Senate Bill No. 20, Section 11, lines 15 and 16, by striking out the words and figures "Seven Thousand Five Hundred (\$7,500.00) Dollars" and substituting in lieu thereof the words and figures "Six Thousand (\$6,000.00) Dollars."

Mr. Stinson moved to table the amendment.

The motion to table was lost.

Mr. Alsup offered the following substitute for the amendment by Mr. Humphrey:

Amend Senate Bill No. 20, Section 11, by striking out the words and figures "Seven Thousand Five Hundred (\$7,500.00) Dollars per annum," and inserting in lieu thereof the following:

"to be fixed by the Legislature in the biennial departmental appropriation bill."

Mr. Duckett moved to table the substitute amendment.

The motion to table was lost.

Question recurring on the substitute amendment by Mr. Alsup, it was adopted.

The amendment, as substituted, was then adopted.

Mr. Humphrey offered the following amendment to the bill:

Amend Senate Bill No. 20 by striking out "to require," line 2, Section 7, page 6, and substituting in lieu thereof "to recommend and report."

The amendment was adopted.

Mr. Humphrey offered the following amendment to the bill:

Amend Senate Bill No. 20 by striking out "to install" in line 27, Section 7, page 6, and substituting in lieu thereof "to recommend and report upon."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

Senate Bill No. 20 was then passed to third reading.

SENATE BILL NO. 20 ON THIRD READING

Mr. Stinson moved that the Constitutional Rule requiring bills to be read on three several days be suspended, and that Senate Bill No. 20 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—117

Allen	Bell
Allison	Benton
Alsup	Brawner
Avant	Bray
Bailey	Bridgers
Baker	Brown

Bullock	Lock
Bundy	Love
Burkett	Lowry
Carlton	Lucas
Carrington	Lyle
Cato	McAlister
Celaya	McCann
Clark	McDonald
Cleveland	McGlasson
Coker	McLellan
Colson, Mrs.	McMurry
Connelly	McNamara
Craig	Manford
Crossley	Manning
Crosthwait	Markle
Daniel	Matthews
Davis	Mills
Deen	Moore
Dickson of Bexar	Morgan
Dickson of Nolan	Morris
Dove	Morse
Duckett	Murray
Dwyer	Parker
Ellis	Pevehouse
Eubank	Phillips
Evans	Price
Favors	Rampy
Ferguson	Reed of Bowie
Files	Reed of Dallas
Fitzgerald	Ridgeway
Fuchs	Roark
Gandy	Roberts
Garland	Sallas
Goodman	Senterfitt
Halsey	Sharpe
Hanna	Simpson
Harris of Dallas	Skiles
Hartzog	Smith of Bastrop
Heflin	Smith of Atascosa
Helpinstill	Spacek
Hileman	Spangler
Howington	Stanford
Hoyo	Stinson
Huddleston	Taylor
Hughes	Thornton
Humphrey	Vale
Jones	Voigt
Kelly	Walters
Kennedy	Wattner
Klingeman	Weatherford
Knight	White
Lansberry	Whitesides
Lehman	Winfree

Nays—8

Burnaman	Hobbs
Donald	King
Hardeman	Pace
Harris of Hill	Rhodes

Absent

Bean	Isaacks
Boone	Kersey
Bruhl	Montgomery
Chambers	Shell
Henderson	Stubbs
Howard	Turner
Huffman	

Absent—Excused

Anderson	Kinard
Blankenship	Leyendecker
Gilmer	Little
Hargis	Martin
Hutchinson	Nicholson

The Speaker then laid Senate Bill No. 20 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—115

Allen	Ellis
Allison	Eubank
Alsup	Favors
Avant	Ferguson
Bailey	Files
Baker	Fitzgerald
Bell	Fuchs
Benton	Gandy
Brawner	Garland
Bray	Halsey
Bridgers	Hanna
Brown	Harris of Dallas
Bundy	Heflin
Burkett	Helpinstill
Burnaman	Hileman
Carlton	Howington
Carrington	Hoyo
Cato	Huddleston
Celaya	Hughes
Clark	Humphrey
Cleveland	Jones
Coker	Kelly
Colson, Mrs.	Kennedy
Connelly	Kersey
Craig	Klingeman
Crossley	Knight
Crosthwait	Lansberry
Daniel	Lehman
Davis	Lock
Deen	Love
Dickson of Bexar	Lucas
Dickson of Nolan	Lyle
Dove	McAlister
Duckett	McCann
Dwyer	McDonald

McGlasson	Roberts
McLellan	Sallas
McMurry	Senterfitt
McNamara	Sharpe
Manford	Simpson
Manning	Skiles
Markle	Smith of Bastrop
Matthews	Smith of Atascosa
Mills	Spacek
Moore	Spangler
Morgan	Stanford
Morris	Stinson
Morse	Taylor
Murray	Thornton
Parker	Vale
Pevehouse	Voigt
Phillips	Walters
Price	Wattner
Rampy	Weatherford
Reed of Bowie	White
Reed of Dallas	Whitesides
Ridgeway	Winfree
Roark	

Nays—9

Bullock	King
Donald	Lowry
Hardeman	Pace
Harris of Hill	Rhodes
Hobbs	

Absent

Bean	Howard
Boone	Huffman
Bruhl	Isaacks
Chambers	Montgomery
Evans	Shell
Goodman	Stubbs
Hartzog	Turner
Henderson	

Absent—Excused

Anderson	Kinard
Blankenship	Leyendecker
Gilmer	Little
Hargis	Martin
Hutchinson	Nicholson

Mr. Stinson moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILL NO. 45 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 45, A bill to be entitled "An Act authorizing Counties having

an assessed valuation of not less than twenty million dollars and a population of not more than three (3) persons per square mile to vote, levy, assess and collect a County-wide school maintenance tax, etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 45 ON THIRD READING

Mr. White moved that the Constitutional Rule requiring bills to be read on three several days be suspended, and that Senate Bill No. 45 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—117

Allen	Favors
Allison	Files
Alsup	Fitzgerald
Avant	Fuchs
Bailey	Gandy
Baker	Garland
Bell	Goodman
Benton	Hanna
Boone	Harris of Dallas
Brawner	Harris of Hill
Bray	Hartzog
Bridgers	Heflin
Brown	Helpinstill
Burkett	Hileman
Burnaman	Howington
Carlton	Hoyo
Carrington	Huddleston
Cato	Hughes
Celaya	Jones
Clark	Kelly
Cleveland	Kennedy
Coker	Kersey
Colson, Mrs.	King
Connelly	Klingeman
Craig	Knight
Crosthwait	Lansberry
Daniel	Lehman
Davis	Lock
Deen	Love
Dickson of Bexar	Lowry
Dickson of Nolan	Lucas
Donald	Lyle
Dove	McAlister
Duckett	McCann
Dwyer	McDonald
Ellis	McGlasson
Eubank	McLellan
Evans	McMurry

Manford	Roberts	Colson, Mrs.	McCann
Manning	Sallas	Connelly	McDonald
Markle	Senterfitt	Craig	McGlasson
Matthews	Shell	Crosthwait	McLellan
Mills	Simpson	Daniel	McMurry
Montgomery	Skiles	Davis	Manford
Moore	Smith of Bastrop	Deen	Manning
Morgan	Smith of Atascosa	Dickson of Bexar	Markle
Morris	Spacek	Dickson of Nolan	Matthews
Morse	Spangler	Donald	Mills
Murray	Stanford	Dove	Montgomery
Pace	Stinson	Duckett	Moore
Parker	Taylor	Dwyer	Morgan
Pevehouse	Thornton	Ellis	Morris
Phillips	Vale	Eubank	Morse
Price	Voigt	Evans	Murray
Rampy	Walters	Favors	Pace
Reed of Bowie	Wattner	Files	Parker
Reed of Dallas	Weatherford	Fitzgerald	Pevehouse
Ridgeway	White	Fuchs	Phillips
Rhodes	Whitesides	Gandy	Price
Roark		Garland	Rampy
	Absent	Goodman	Reed of Bowie
		Hanna	Reed of Dallas
Bean	Hobbs	Harris of Dallas	Ridgeway
Bruhl	Howard	Harris of Hill	Rhodes
Bullock	Huffman	Hartzog	Roark
Bundy	Humphrey	Heflin	Roberts
Chambers	Isaacks	Helpinstill	Sallas
Crossley	McNamara	Hileman	Senterfitt
Ferguson	Sharpe	Howington	Shell
Halsey	Stubbs	Hoyo	Simpson
Hardeman	Turner	Huddleston	Skiles
Henderson	Winfree	Hughes	Smith of Bastrop
		Jones	Smith of Atascosa
	Absent—Excused	Kelly	Spacek
		Kennedy	Spangler
Anderson	Kinard	Kersey	Stanford
Blankenship	Leyendecker	King	Stinson
Gilmer	Little	Klingeman	Taylor
Hargis	Martin	Knight	Thornton
Hutchinson	Nicholson	Lansberry	Vale
		Lehman	Voigt
		Lock	Walters
		Love	Wattner
		Lowry	Weatherford
		Lucas	White
		Lyle	Whitesides
		McAlister	
			Absent
		Bean	Hobbs
		Bruhl	Howard
		Bullock	Huffman
		Bundy	Humphrey
		Chambers	Isaacks
		Crossley	McNamara
		Ferguson	Sharpe
		Halsey	Stubbs
		Hardeman	Turner
		Henderson	Winfree

The Speaker then laid Senate Bill No. 45 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—119

Allen	Bridgers
Allison	Brown
Alsup	Burkett
Avant	Burnaman
Bailey	Carlton
Baker	Carrington
Bell	Cato
Benton	Celaya
Boone	Clark
Brawner	Cleveland
Bray	Coker

Absent—Excused

Anderson	Kinard
Blankenship	Leyendecker
Gilmer	Little
Hargis	Martin
Hutchinson	Nicholson

SENATE BILL NO. 65 ON SECOND
READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 65, A bill to be entitled "An Act amending Sec. 17A of Chapter 126 of the Acts of the Regular Session of the 44th Legislature as amended by Senate Bill No. 21, the same being Chap. 505 of the Acts of the Third Called Session of the 44th Legislature; as amended by S. B. No. 493, Acts of the Regular Session of the 46th Legislature; and declaring an emergency."

The bill was read second time.

(Mr. Reed of Dallas in the Chair.)

Senate Bill No. 65 failed to pass to third reading.

Mr. Alsup moved to reconsider the vote by which Senate Bill No. 65 failed to pass to third reading and to table the motion to reconsider.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—71

Allen	Connelly
Allison	Craig
Alsup	Crossley
Avant	Crothwait
Bailey	Dickson of Bexar
Baker	Ellis
Boone	Eubank
Brawner	Evans
Bray	Ferguson
Bundy	Files
Burkett	Fitzgerald
Carlton	Fuchs
Carrington	Gandy
Cato	Garland
Celaya	Halsey
Clark	Hanna
Cleveland	Harris of Dallas
Coker	Harris of Hill

Hileman	Murray
Huddleston	Pace
Hughes	Parker
Jones	Price
Kelly	Reed of Bowie
Kersey	Ridgeway
King	Rhodes
Knight	Roark
Lansberry	Roberts
Lehman	Sallas
Love	Sharpe
McAlister	Simpson
McCann	Stanford
McMurry	Thornton
McNamara	Walters
Matthews	Wattner
Mills	Weatherford
Morris	

Nays—48

Bean	Lowry
Bell	Lucas
Benton	Lyle
Brown	McDonald
Bruhl	McGlasson
Burnaman	McLellan
Colson, Mrs.	Manning
Daniel	Montgomery
Davis	Morgan
Deen	Morse
Donald	Phillips
Dove	Rampy
Duckett	Senterfitt
Favors	Shell
Hardeman	Skiles
Hartzog	Smith of Bastrop
Heflin	Smith of Atascosa
Helpinstill	Spacek
Hobbs	Spangler
Howington	Stubbs
Huffman	Taylor
Humphrey	Vale
Kennedy	Voigt
Klingeman	White
Lock	

Absent

Bridgers	Isaacks
Bullock	Manford
Chambers	Markle
Dickson of Nolan	Moore
Dwyer	Pevehouse
Goodman	Stinson
Henderson	Turner
Howard	Whitesides
Hoyo	Winfree

Absent—Excused

Anderson	Gilmer
Blankenship	Hargis

Hutchinson Little
Kinard Martin
Leyendecker Nicholson

(Speaker in the Chair.)

Mr. Alsup moved to suspend all necessary Rules for the purpose of making a motion to reconsider the vote by which Senate Bill No. 65 failed to pass to third reading.

The motion to suspend the Rules prevailed by the following vote:

Yeas—95

Allen	Hoyo
Allison	Huddleston
Alsup	Huffman
Avant	Humphrey
Baker	Kelly
Bean	Kennedy
Benton	Kersey
Brawner	Klingeman
Bridgers	Lehman
Brown	Leyendecker
Bruhl	Lock
Bullock	Love
Burnaman	Lucas
Carlton	Lyle
Carrington	McDonald
Cato	McLellan
Celaya	McNamara
Cleveland	Manning
Coker	Matthews
Colson, Mrs.	Montgomery
Connelly	Moore
Crosthwait	Morgan
Daniel	Morse
Davis	Murray
Deen	Pace
Dickson of Bexar	Phillips
Dickson of Nolan	Price
Donald	Rampy
Dove	Reed of Bowie
Duckett	Reed of Dallas
Eubank	Ridgeway
Evans	Rhodes
Favors	Roark
Ferguson	Roberts
Fitzgerald	Sallas
Fuchs	Senterfitt
Gandy	Smith of Bastrop
Halsey	Smith of Atascosa
Hardeman	Spacek
Harris of Dallas	Spangler
Harris of Hill	Stanford
Hartzog	Stinson
Helpinstill	Taylor
Hileman	Vale
Hobbs	Voigt
Howington	Walters

Weatherford
White

Whitesides

Nays—24

Bailey	Lansberry
Bray	Lowry
Bundy	McGlasson
Burkett	McMurry
Clark	Morris
Craig	Parker
Crossley	Pevehouse
Ellis	Sharpe
Hanna	Simpson
Hughes	Stubbs
King	Thornton
Knight	Wattner

Absent

Bell	Jones
Boone	McAlister
Chambers	McCann
Dwyer	Manford
Files	Markle
Garland	Mills
Goodman	Shell
Heflin	Skiles
Henderson	Turner
Howard	Winfree
Isaacks	

Absent—Excused

Anderson	Kinard
Blankenship	Little
Gilmer	Martin
Hargis	Nicholson
Hutchinson	

Question then recurring on the motion to reconsider the vote by which Senate Bill No. 65 failed to pass to third reading, it prevailed.

Question: Shall Senate Bill No. 65 pass to third reading?

SENATE BILL NO. 89 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 89, A bill to be entitled "An Act amending Senate Bill No. 161, of the 46th Legislature, Acts, 1939, Special Laws, page 723, so as to exempt certain independent school districts, etc., from the provisions of Article 2763, Revised Civil Statutes of Texas, 1925; and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 89 ON THIRD READING

Mr. White moved that the Constitutional Rule requiring bills to be read on three several days be suspended, and that Senate Bill No. 89 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—124

Allen	Gandy
Allison	Garland
Alsup	Halsey
Avant	Hanna
Bailey	Harris of Dallas
Baker	Harris of Hill
Bean	Hartzog
Bell	Heflin
Benton	Helpinstill
Boone	Hileman
Brawner	Hobbs
Bray	Howard
Bridgers	Howington
Brown	Huddleston
Bruhl	Huffman
Bundy	Hughes
Burnaman	Humphrey
Carlton	Jones
Carrington	Kelly
Cato	Kennedy
Celaya	Kersey
Clark	King
Cleveland	Klingeman
Coker	Knight
Colson, Mrs.	Lansberry
Connelly	Lehman
Craig	Lock
Crossley	Love
Crothwait	Lucas
Daniel	Lyle
Davis	McCann
Deen	McDonald
Dickson of Bexar	McGlasson
Dickson of Nolan	McLellan
Donald	McMurry
Dove	McNamara
Duckett	Manford
Dwyer	Manning
Ellis	Markle
Eubank	Matthews
Evans	Mills
Favors	Montgomery
Ferguson	Morgan
Files	Morris
Fitzgerald	Morse
Fuchs	Murray

Pace	Simpson
Parker	Skiles
Pevehouse	Smith of Bastrop
Phillips	Smith of Atascosa
Price	Spangler
Rampy	Stanford
Reed of Bowie	Stubbs
Reed of Dallas	Taylor
Ridgeway	Thornton
Rhodes	Vale
Roark	Walters
Roberts	Wattner
Sallas	Weatherford
Senterfitt	White
Sharpe	Whitesides
Shell	Winfree

Absent

Bullock	Lowry
Burkett	McAlister
Chambers	Moore
Goodman	Spacek
Hardeman	Stinson
Henderson	Turner
Hoyo	Voigt
Isaacks	

Absent—Excused

Anderson	Kinard
Blankenship	Leyendecker
Gilmer	Little
Hargis	Martin
Hutchinson	Nicholson

The Speaker then laid Senate Bill No. 89 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—124

Allen	Celaya
Allison	Clark
Alsup	Cleveland
Avant	Coker
Bailey	Colson, Mrs.
Baker	Connelly
Bean	Craig
Bell	Crossley
Benton	Crothwait
Boone	Daniel
Brawner	Davis
Bray	Deen
Bridgers	Dickson of Bexar
Brown	Dickson of Nolan
Bruhl	Donald
Bundy	Dove
Burnaman	Duckett
Carlton	Dwyer
Carrington	Ellis
Cato	Eubank

Evans	Manford
Favors	Manning
Ferguson	Markle
Files	Matthews
Fitzgerald	Mills
Fuchs	Montgomery
Gandy	Morgan
Garland	Morris
Halsey	Morse
Hanna	Murray
Harris of Dallas	Pace
Harris of Hill	Parker
Hartzog	Pevehouse
Heflin	Phillips
Helpinstill	Price
Hileman	Rampy
Hobbs	Reed of Bowie
Howard	Reed of Dallas
Howington	Ridgeway
Huddleston	Rhodes
Huffman	Roark
Hughes	Roberts
Humphrey	Sallas
Jones	Senterfitt
Kelly	Sharpe
Kennedy	Shell
Kersey	Simpson
King	Skiles
Klingeman	Smith of Bastrop
Knight	Smith of Atascosa
Lansberry	Spangler
Lehman	Stanford
Lock	Stubbs
Love	Taylor
Lucas	Thornton
Lyle	Vale
McCann	Walters
McDonald	Wattner
McGlasson	Weatherford
McLellan	White
McMurry	Whitesides
McNamara	Winfree

Absent

Bullock	Lowry
Burkett	McAlister
Chambers	Moore
Goodman	Spacek
Hardeman	Stinson
Henderson	Turner
Hoyo	Voigt
Isaacks	

Absent—Excused

Anderson	Kinard
Blankenship	Leyendecker
Gilmer	Little
Hargis	Martin
Hutchinson	Nicholson

SENATE BILL NO. 179 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 179, A bill to be entitled "An Act creating a Special Road Law for Coke County, Texas; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 179 ON THIRD READING

Mr. Rampy moved that the Constitutional Rule requiring bills to be read on three several days be suspended, and that Senate Bill No. 179 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—117

Allen	Eubank
Allison	Evans
Alsup	Favors
Avant	Ferguson
Bailey	Files
Baker	Fitzgerald
Benton	Fuchs
Boone	Gandy
Brawner	Garland
Bray	Halsey
Bridgers	Hanna
Brown	Hardeman
Bruhl	Harris of Dallas
Bundy	Harris of Hill
Burkett	Heflin
Burnaman	Helpinstill
Carlton	Hileman
Carrington	Howington
Cato	Huddleston
Clark	Huffman
Cleveland	Hughes
Coker	Humphrey
Colson, Mrs.	Jones
Connelly	Kelly
Craig	Kennedy
Crossley	Kersey
Davis	King
Deen	Klingeman
Dickson of Nolan	Knight
Donald	Lansberry
Dove	Lehman
Duckett	Lock
Ellis	Love

Lowry	Reed of Bowie
Lucas	Reed of Dallas
Lyle	Ridgeway
McAlister	Rhodes
McCann	Roark
McDonald	Roberts
McGlasson	Sallas
McLellan	Senterfitt
McMurry	Sharpe
McNamara	Simpson
Manford	Skiles
Manning	Smith of Bastrop
Markle	Smith of Atascosa
Matthews	Spacek
Mills	Spangler
Montgomery	Taylor
Morgan	Thornton
Morris	Vale
Morse	Voigt
Murray	Walters
Pace	Wattner
Parker	Weatherford
Pevehouse	White
Phillips	Whitesides
Price	Winfree
Rampy	

Absent

Bean	Henderson
Bell	Hobbs
Bullock	Howard
Celaya	Hoyo
Chambers	Isaacks
Crosthwait	Moore
Daniel	Shell
Dickson of Bexar	Stanford
Dwyer	Stinson
Goodman	Stubbs
Hartzog	Turner

Absent—Excused

Anderson	Kinard
Blankenship	Leyendecker
Gilmer	Little
Hargis	Martin
Hutchinson	Nicholson

The Speaker then laid Senate Bill No. 179 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—118

Allen	Benton
Allison	Boone
Alsup	Brawner
Avant	Bray
Bailey	Bridgers
Baker	Brown

Bruhl	Lock
Bundy	Love
Burkett	Lowry
Burnaman	Lucas
Carlton	Lyle
Carrington	McAlister
Cato	McCann
Clark	McDonald
Cleveland	McGlasson
Coker	McLellan
Colson, Mrs.	McMurry
Connelly	McNamara
Craig	Manford
Crossley	Manning
Davis	Markle
Deen	Matthews
Dickson of Nolan	Mills
Donald	Montgomery
Dove	Morgan
Duckett	Morris
Ellis	Morse
Eubank	Murray
Evans	Pace
Favors	Parker
Ferguson	Pevehouse
Files	Phillips
Fitzgerald	Price
Fuchs	Rampy
Gandy	Reed of Bowie
Garland	Reed of Dallas
Halsey	Ridgeway
Hanna	Rhodes
Hardeman	Roark
Harris of Dallas	Roberts
Harris of Hill	Sallas
Heflin	Senterfitt
Helpinstill	Sharpe
Hileman	Simpson
Howard	Skiles
Howington	Smith of Bastrop
Huddleston	Smith of Atascosa
Huffman	Spacek
Hughes	Spangler
Humphrey	Taylor
Jones	Thornton
Kelly	Vale
Kennedy	Voigt
Kersey	Walters
King	Wattner
Klingeman	Weatherford
Knight	White
Lansberry	Whitesides
Lehman	Winfree

Absent

Bean	Dickson of Bexar
Bell	Dwyer
Bullock	Goodman
Celaya	Hartzog
Chambers	Henderson
Crosthwait	Hobbs
Daniel	Hoyo

Isaacks
Moore
Shell
Stanford

Stinson
Stubbs
Turner

Absent—Excused

Anderson	Kinard
Blankenship	Leyendecker
Gilmer	Little
Hargis	Martin
Hutchinson	Nicholson

SENATE BILL NO. 213 ON SECOND
READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 213, A bill to be entitled "An Act providing for compensation to be paid County Commissioners for their Services as Ex-officio Road Commissioner; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 213 ON THIRD
READING

Mr. White moved that the Constitutional Rule requiring bills to be read on three several days be suspended, and that Senate Bill No. 213 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—116

Allen	Connelly
Allison	Craig
Alsup	Crossley
Avant	Davis
Bailey	Deen
Baker	Dickson of Nolan
Benton	Donald
Boone	Dove
Brawner	Duckett
Bray	Ellis
Bridgers	Eubank
Brown	Evans
Bruhl	Favors
Bundy	Ferguson
Burkett	Files
Burnaman	Fitzgerald
Carlton	Fuchs
Carrington	Gandy
Cato	Garland
Clark	Halsey
Cleveland	Hanna
Coker	Hardeman

Harris of Dallas
Harris of Hill
Heflin
Helpinstill
Hileman
Howington
Huddleston
Huffman
Hughes
Humphrey
Jones
Kelly
Kennedy
Kersey
King
Klingeman
Knight
Lansberry
Lehman
Lock
Love
Lowry
Lucas
Lyle
McAlister
McCann
McDonald
McGlasson
McLellan
McMurry
McNamara
Manford
Manning
Markle
Matthews
Mills

Montgomery
Morgan
Morris
Morse
Murray
Pace
Parker
Pevehouse
Phillips
Price
Rampy
Reed of Bowie
Reed of Dallas
Ridgeway
Rhodes
Roark
Roberts
Sallas
Senterfitt
Sharpe
Simpson
Skiles
Smith of Bastrop
Smith of Atascosa
Spacek
Spangler
Taylor
Thornton
Vale
Voigt
Walters
Wattner
Weatherford
White
Whitesides
Winfree

Absent

Bean	Henderson
Bell	Hobbs
Bullock	Howard
Celaya	Hoyo
Chambers	Isaacks
Colson, Mrs.	Moore
Crosthwait	Shell
Daniel	Stanford
Dickson of Bexar	Stinson
Dwyer	Stubbs
Goodman	Turner
Hartzog	

Absent—Excused

Anderson	Kinard
Blankenship	Leyendecker
Gilmer	Little
Hargis	Martin
Hutchinson	Nicholson

The Speaker then laid Senate Bill No. 213 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—116

Allen	King
Allison	Klingeman
Alsup	Knight
Avant	Lansberry
Bailey	Lehman
Baker	Lock
Benton	Love
Boone	Lowry
Brawner	Lucas
Bray	Lyle
Bridgers	McAlister
Brown	McCann
Bruhl	McDonald
Bundy	McGlasson
Burkett	McLellan
Burnaman	McMurry
Carlton	McNamara
Carrington	Manford
Cato	Manning
Clark	Markle
Cleveland	Matthews
Coker	Mills
Connelly	Montgomery
Craig	Morgan
Crossley	Morris
Davis	Morse
Deen	Murray
Dickson of Nolan	Pace
Donald	Parker
Dove	Pevehouse
Duckett	Phillips
Ellis	Price
Eubank	Rampy
Evans	Reed of Bowie
Favors	Reed of Dallas
Ferguson	Ridgeway
Files	Rhodes
Fitzgerald	Roark
Fuchs	Roberts
Gandy	Sallas
Garland	Senterfitt
Halsey	Sharpe
Hanna	Simpson
Hardeman	Skiles
Harris of Dallas	Smith of Bastrop
Harris of Hill	Smith of Atascosa
Heflin	Spacek
Helpinstill	Spangler
Hileman	Taylor
Howington	Thornton
Huddleston	Vale
Huffman	Voigt
Hughes	Walters
Humphrey	Wattner
Jones	Weatherford
Kelly	White
Kennedy	Whitesides
Kersey	Winfree

Absent

Bean	Henderson
Bell	Hobbs
Bullock	Howard
Celaya	Hoyo
Chambers	Isaacks
Colson, Mrs.	Moore
Crosthwait	Shell
Daniel	Stanford
Dickson of Bexar	Stinson
Dwyer	Stubbs
Goodman	Turner
Hartzog	

Absent—Excused

Anderson	Kinard
Blankenship	Leyendecker
Gilmer	Little
Hargis	Martin
Hutchinson	Nicholson

SENATE BILL NO. 418 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 418, A bill to be entitled "An Act regulating the taking of minnows in Bosque County; providing a penalty for violation of this Act; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 418 ON THIRD READING

Mr. Jones moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that Senate Bill No. 418 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—118

Allen	Bruhl
Allison	Bundy
Alsup	Burkett
Avant	Burnaman
Bailey	Carlton
Baker	Carrington
Benton	Cato
Boone	Clark
Brawner	Cleveland
Bray	Coker
Bridgers	Colson, Mrs.
Brown	Connelly

Craig	McCann
Crossley	McDonald
Davis	McGlasson
Deen	McLellan
Dickson of Nolan	McMurry
Donald	McNamara
Dove	Manford
Duckett	Manning
Ellis	Markle
Eubank	Matthews
Evans	Mills
Favors	Montgomery
Ferguson	Morgan
Files	Morris
Fitzgerald	Morse
Fuchs	Murray
Gandy	Pace
Garland	Parker
Halsey	Pevehouse
Hanna	Phillips
Hardeman	Price
Harris of Dallas	Rampy
Harris of Hill	Reed of Bowie
Heflin	Reed of Dallas
Helpinstill	Ridgeway
Hileman	Rhodes
Howard	Roark
Howington	Roberts
Huddleston	Sallas
Huffman	Senterfitt
Hughes	Sharpe
Humphrey	Simpson
Jones	Skiles
Kelly	Smith of Bastrop
Kennedy	Smith of Atascosa
Kersey	Spacek
King	Spangler
Klingeman	Taylor
Knight	Thornton
Lansberry	Vale
Lehman	Voigt
Lock	Walters
Love	Wattner
Lowry	Weatherford
Lucas	White
Lyle	Whitesides
McAlister	Winfree

Absent

Bean	Henderson
Bell	Hobbs
Bullock	Hoyo
Celaya	Isaacks
Chambers	Moore
Crosthwait	Shell
Daniel	Stanford
Dickson of Bexar	Stinson
Dwyer	Stubbs
Goodman	Turner
Hartzog	

Absent—Excused

Anderson	Kinard
Blankenship	Leyendecker
Gilmer	Little
Hargis	Martin
Hutchinson	Nicholson

The Speaker then laid Senate Bill No. 418 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—118

Allen	Harris of Dallas
Allison	Harris of Hill
Alsup	Heflin
Avant	Helpinstill
Bailey	Hileman
Baker	Howard
Benton	Howington
Boone	Huddleston
Brawner	Huffman
Bray	Hughes
Bridgers	Humphrey
Brown	Jones
Bruhl	Kelly
Bundy	Kennedy
Burkett	Kersey
Burnaman	King
Carlton	Klingeman
Carrington	Knight
Cato	Lansberry
Clark	Lehman
Cleveland	Lock
Coker	Love
Colson, Mrs.	Lowry
Connelly	Lucas
Craig	Lyle
Crossley	McAlister
Davis	McCann
Deen	McDonald
Dickson of Nolan	McGlasson
Donald	McLellan
Dove	McMurry
Duckett	McNamara
Ellis	Manford
Eubank	Manning
Evans	Markle
Favors	Matthews
Ferguson	Mills
Files	Montgomery
Fitzgerald	Morgan
Fuchs	Morris
Gandy	Morse
Garland	Murray
Halsey	Pace
Hanna	Parker
Hardeman	Pevehouse

Phillips	Smith of Bastrop
Price	Smith of Atascosa
Rampy	Spacek
Reed of Bowie	Spangler
Reed of Dallas	Taylor
Ridgeway	Thornton
Rhodes	Vale
Roark	Voigt
Roberts	Walters
Sallas	Wattner
Senterfitt	Weatherford
Sharpe	White
Simpson	Whitesides
Skiles	Winfree

Absent

Bean	Henderson
Bell	Hobbs
Bullock	Hoyo
Celaya	Isaacks
Chambers	Moore
Crosthwait	Shell
Daniel	Stanford
Dickson of Bexar	Stinson
Dwyer	Stubbs
Goodman	Turner
Hartzog	

Absent—Excused

Anderson	Kinard
Blankenship	Leyendecker
Gilmer	Little
Hargis	Martin
Hutchinson	Nicholson

SENATE BILL NO. 422 ON
SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 422, A bill to be entitled "An Act providing for the taking of channel or Opelousas catfish or any perch at any time by ordinary hook and line in the fresh waters of Bosque County, Texas; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 422 ON
THIRD READING

Mr. Jones moved that the Constitutional Rule requiring bills to be read on three several days be suspended, and that Senate Bill No. 422 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—118

Allen	Kersey
Allison	King
Alsup	Klingeman
Avant	Knight
Bailey	Lansberry
Baker	Lehman
Benton	Lock
Boone	Love
Brawner	Lowry
Bray	Lucas
Bridgers	Lyle
Brown	McAlister
Bruhl	McCann
Bundy	McDonald
Burkett	McGlasson
Burnaman	McLellan
Carlton	McMurry
Carrington	McNamara
Cato	Manford
Clark	Manning
Cleveland	Markle
Coker	Matthews
Colson, Mrs.	Mills
Connelly	Montgomery
Craig	Morgan
Crossley	Morris
Davis	Morse
Deen	Murray
Dickson of Nolan	Pace
Donald	Parker
Dove	Pevehouse
Duckett	Phillips
Ellis	Price
Eubank	Rampy
Evans	Reed of Bowie
Favors	Reed of Dallas
Ferguson	Ridgeway
Files	Rhodes
Fitzgerald	Roark
Fuchs	Roberts
Gandy	Sallas
Garland	Senterfitt
Halsey	Sharpe
Hanna	Simpson
Hardeman	Skiles
Harris of Dallas	Smith of Bastrop
Harris of Hill	Smith of Atascosa
Heflin	Spacek
Helpinstill	Spangler
Hileman	Taylor
Howard	Thornton
Howington	Vale
Huddleston	Voigt
Huffman	Walters
Hughes	Wattner
Humphrey	Weatherford
Jones	White
Kelly	Whitesides
Kennedy	Winfree

Absent

Bean	Henderson
Bell	Hobbs
Bullock	Hoyo
Celaya	Isaacks
Chambers	Moore
Crosthwait	Shell
Daniel	Stanford
Dickson of Bexar	Stinson
Dwyer	Stubbs
Goodman	Turner
Hartzog	

Absent—Excused

Anderson	Kinard
Blankenship	Leyendecker
Gilmer	Little
Hargis	Martin
Hutchinson	Nicholson

The Speaker then laid Senate Bill No. 422 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—118

Allen	Eubank
Allison	Evans
Alsup	Favors
Avant	Ferguson
Bailey	Files
Baker	Fitzgerald
Benton	Fuchs
Boone	Gandy
Brawner	Garland
Bray	Halsey
Bridgers	Hanna
Brown	Hardeman
Bruhl	Harris of Dallas
Bundy	Harris of Hill
Burkett	Heflin
Burnaman	Helpinstill
Carlton	Hileman
Carrington	Howard
Cato	Howington
Clark	Huddleston
Cleveland	Huffman
Coker	Hughes
Colson, Mrs.	Humphrey
Connelly	Jones
Craig	Kelly
Crossley	Kennedy
Davis	Kersey
Deen	King
Dickson of Nolan	Klingeman
Donald	Knight
Dove	Lansberry
Duckett	Lehman
Ellis	Lock

Love

Lowry	Rampy
Lucas	Reed of Bowie
Lyle	Reed of Dallas
McAlister	Ridgeway
McCann	Rhodes
McDonald	Roark
McGlasson	Roberts
McLellan	Sallas
McMurry	Senterfitt
McNamara	Sharpe
Manford	Simpson
Manning	Skiles
Markle	Smith of Bastrop
Matthews	Smith of Atascosa
Mills	Spacek
Montgomery	Spangler
Morgan	Taylor
Morris	Thornton
Morse	Vale
Murray	Voigt
Pace	Walters
Parker	Wattner
Pevehouse	Weatherford
Phillips	White
Price	Whitesides
	Winfree

Absent

Bean	Henderson
Bell	Hobbs
Bullock	Hoyo
Celaya	Isaacks
Chambers	Moore
Crosthwait	Shell
Daniel	Stanford
Dickson of Bexar	Stinson
Dwyer	Stubbs
Goodman	Turner
Hartzog	

Absent—Excused

Anderson	Kinard
Blankenship	Leyendecker
Gilmer	Little
Hargis	Martin
Hutchinson	Nicholson

SENATE BILL NO. 191 ON
SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 191, A bill to be entitled "An Act authorizing Trustees of Independent School Districts to order an election to vote refunding bonds for the purpose of buying in bonds which have been previously issued without option of prior redemption and prescribing the method of hold-

ing such elections, etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

**SENATE BILL NO. 191 ON
THIRD READING**

Mr. Reed of Bowie moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that Senate Bill No. 191 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—118

Allen	Goodman
Allison	Halsey
Alsup	Hanna
Avant	Harris of Dallas
Bailey	Hartzog
Baker	Heflin
Bell	Helpinstill
Benton	Hileman
Boone	Hobbs
Brawner	Howard
Bridgers	Howington
Brown	Hoyo
Bruhl	Huddleston
Bundy	Huffman
Burkett	Hughes
Carrington	Jones
Cato	Kelly
Clark	Kennedy
Cleveland	Kersey
Coker	King
Colson, Mrs.	Klingeman
Connelly	Knight
Craig	Lansberry
Crossley	Lehman
Crosthwait	Lock
Daniel	Love
Davis	Lowry
Deen	Lucas
Dickson of Bexar	Lyle
Dickson of Nolan	McAlister
Donald	McCann
Dove	McDonald
Duckett	McGlasson
Ellis	McLellan
Eubank	McMurry
Evans	McNamara
Favors	Manford
Ferguson	Manning
Files	Markle
Fitzgerald	Matthews
Fuchs	Mills
Gandy	Montgomery
Garland	Moore

Morgan	Shell
Morris	Simpson
Morse	Skiles
Murray	Smith of Bastrop
Pace	Smith of Atascosa
Parker	Spacek
Phillips	Spangler
Price	Taylor
Rampy	Thornton
Reed of Bowie	Vale
Reed of Dallas	Voigt
Ridgeway	Wattner
Rhodes	Weatherford
Roberts	White
Sallas	Whitesides
Senterfitt	Winfree

Nays—1

Bray

Absent

Bean	Humphrey
Bullock	Isaacks
Burnaman	Pevehouse
Carlton	Roark
Celaya	Sharpe
Chambers	Stanford
Dwyer	Stinson
Hardeman	Stubbs
Harris of Hill	Turner
Henderson	Walters

Absent—Excused

Anderson	Kinard
Blankenship	Leyendecker
Gilmer	Little
Hargis	Martin
Hutchinson	Nicholson

The Speaker then laid Senate Bill No. 191 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—117

Allen	Burkett
Allison	Carrington
Alsup	Cato
Avant	Clark
Bailey	Cleveland
Baker	Coker
Bell	Colson, Mrs.
Benton	Connelly
Boone	Craig
Brawner	Crossley
Bridgers	Crosthwait
Brown	Daniel
Bruhl	Davis
Bundy	Deen

Dickson of Bexar	McCann
Dickson of Nolan	McDonald
Donald	McGlasson
Dove	McLellan
Duckett	McMurry
Ellis	McNamara
Eubank	Manford
Evans	Manning
Favors	Markle
Ferguson	Matthews
Files	Mills
Fitzgerald	Montgomery
Fuchs	Moore
Gandy	Morgan
Garland	Morris
Goodman	Murray
Halsey	Pace
Hanna	Parker
Harris of Dallas	Phillips
Hartzog	Price
Heflin	Rampy
Helpinstill	Reed of Bowie
Hileman	Reed of Dallas
Hobbs	Ridgeway
Howard	Rhodes
Howington	Roberts
Hoyo	Sallas
Huddleston	Senterfitt
Huffman	Shell
Hughes	Simpson
Jones	Skiles
Kelly	Smith of Bastrop
Kennedy	Smith of Atascosa
Kersey	Spacek
King	Spangler
Klingeman	Taylor
Knight	Thornton
Lansberry	Vale
Lehman	Voigt
Lock	Wattner
Love	Weatherford
Lowry	White
Lucas	Whitesides
Lyle	Winfree
McAlister	

Nays—1

Bray

Absent

Bean	Isaacks
Bullock	Morse
Burnaman	Pevehouse
Carlton	Roark
Celaya	Sharpe
Chambers	Stanford
Dwyer	Stinson
Hardeman	Stubbs
Harris of Hill	Turner
Henderson	Walters
Humphrey	

Absent—Excused

Anderson	Kinard
Blankenship	Leyendecker
Gilmer	Little
Hargis	Martin
Hutchinson	Nicholson

SUSPENDING CERTAIN RULES

Mr. Blankenship moved to suspend the Rules in order that the Committee on Criminal Jurisprudence may meet and consider certain bill.

The motion prevailed.

Mr. Dwyer moved to suspend the Rules in order that the Committee on Live Stock and Stock Raising may meet and consider certain bill.

The motion was lost.

Mr. McMurry moved to suspend the Rules in order that the Committee on Criminal Jurisprudence may meet and consider certain bill.

The motion prevailed.

SENATE BILL NO. 289 ON
SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 289, A bill to be entitled "An Act to amend Art. 4477 of the R. C. S. of Texas, Rule 82, Sanitary Code, regulating the shipment of dead bodies not by express, etc.; and declaring an emergency."

The bill was read second time.

Mr. Favors offered the following amendment to the bill:

Amend Senate Bill No. 289, Rule 82, line 3, by striking out the words "two passenger" and substituting the words "one passenger."

FAVORS,
LOVE.

Mr. Morgan moved to table the amendment.

The motion to table prevailed.

Mr. Morse moved the previous question on Senate Bill No. 289, and the main question was ordered.

Question recurring on the passage of Senate Bill No. 289 to third reading, yeas and nays were demanded.

Senate Bill No. 289 was passed to third reading by the following vote:

Yeas—90

Allen	Kennedy
Avant	Kersey
Bailey	Knight
Bean	Lehman
Bell	Leyendecker
Benton	Lock
Bray	Lowry
Bridgers	McDonald
Brown	McMurry
Bruhl	Manning
Carlton	Markle
Carrington	Matthews
Cato	Mills
Celaya	Montgomery
Clark	Moore
Cleveland	Morgan
Colson, Mrs.	Morris
Crossley	Morse
Crothwait	Murray
Daniel	Pace
Davis	Parker
Deen	Price
Dickson of Bexar	Reed of Bowie
Dickson of Nolan	Reed of Dallas
Donald	Ridgeway
Duckett	Rhodes
Ellis	Roberts
Eubank	Senterfitt
Evans	Sharpe
Ferguson	Shell
Files	Simpson
Fitzgerald	Skiles
Fuchs	Smith of Bastrop
Gandy	Smith of Atascosa
Garland	Spacek
Goodman	Spangler
Hanna	Stanford
Harris of Dallas	Stinson
Heflin	Stubbs
Helpinstill	Taylor
Hileman	Vale
Hoyo	Voigt
Huddleston	Weatherford
Humphrey	Whitesides
Jones	Winfree
Kelly	

Nays—31

Allison	Dove
Alsup	Favors
Baker	Halsey
Bullock	Hardeman
Burkett	Harris of Hill
Coker	Hobbs
Connelly	Howington
Craig	Huffman

King	McNamara
Klingeman	Phillips
Lansberry	Rampy
Love	Sallas
Lucas	Thornton
Lyle	Walters
McGlasson	Wattner
McLellan	

Absent

Boone	Hughes
Brawner	Isaacks
Bundy	McAlister
Burnaman	McCann
Chambers	Manford
Dwyer	Pevehouse
Hartzog	Roark
Henderson	Turner
Howard	White

Absent—Excused

Anderson	Kinard
Blankenship	Little
Gilmer	Martin
Hargis	Nicholson
Hutchinson	

Mr. Love raised a point of order on the ground that there has been no public hearing held on Senate Bill No. 289.

The Speaker overruled the point of order.

Mr. Love raised a point of order on the ground that there was not a quorum present in the committee when Senate Bill No. 289 was reported.

The Speaker overruled the point of order.

Mr. Morgan moved to reconsider the vote by which Senate Bill No. 289 was passed to third reading, and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILL NO. 289 ON
THIRD READING

Mr. Allen moved that the Constitutional Rule requiring bills to be read on three several days be suspended, and that Senate Bill No. 289 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—90	
Allen	Kennedy
Allison	King
Alsup	Klingeman
Avant	Knight
Bailey	Lehman
Benton	Leyendecker
Brawner	Lock
Bray	Lyle
Brown	McAlister
Bruhl	McDonald
Bullock	McLellan
Bundy	McNamara
Carlton	Manning
Carrington	Markle
Cato	Matthews
Clark	Montgomery
Cleveland	Moore
Colson, Mrs.	Morgan
Crosthwait	Morse
Daniel	Pace
Davis	Parker
Dickson of Bexar	Pevehouse
Donald	Phillips
Dove	Reed of Bowie
Duckett	Reed of Dallas
Ellis	Ridgeway
Eubank	Rhodes
Evans	Roark
Ferguson	Roberts
Files	Senterfitt
Fitzgerald	Sharpe
Fuchs	Simpson
Gandy	Skiles
Garland	Smith of Bastrop
Goodman	Smith of Atascosa
Halsey	Spasek
Hanna	Spangler
Harris of Dallas	Stanford
Helpinstill	Stubbs
Hileman	Taylor
Huddleston	Vale
Huffman	Voigt
Humphrey	Weatherford
Jones	Whitesides
Kelly	Winfree

Nays—16	
Baker	Lansberry
Burkett	Love
Burnaman	Lowry
Connelly	Lucas
Craig	Rampy
Favors	Sallas
Hardeman	Thornton
Howington	Wattner

Present—Not Voting	
Boone	Heflin
Coker	Hoyo
Dickson of Nolan	Hughes

McGlasson	Price
McMurry	Stinson
Murray	

Absent

Bean	Howard
Bell	Isaacks
Bridgers	Kersey
Celaya	McCann
Chambers	Manford
Crossley	Mills
Deen	Morris
Dwyer	Shell
Harris of Hill	Turner
Hartzog	Walters
Henderson	White
Hobbs	

Absent—Excused

Anderson	Kinard
Blankenship	Little
Gilmer	Martin
Hargis	Nicholson
Hutchinson	

The Speaker then laid Senate Bill No. 289 before the House on third reading and final passage.

The bill was read third time.

Mr. Favors moved to postpone further consideration of Senate Bill No. 289 until 2:30 o'clock p. m. next Thursday.

On motion of Mr. Simpson, the motion to postpone was tabled.

Senate Bill No. 289 was then passed by the following vote:

Yeas—87

Allen	Daniel
Avant	Davis
Benton	Deen
Boone	Dickson of Bexar
Brawner	Donald
Bray	Dove
Bridgers	Duckett
Brown	Ellis
Bruhl	Evans
Bundy	Ferguson
Burnaman	Files
Carlton	Fitzgerald
Carrington	Fuchs
Cato	Garland
Celaya	Goodman
Clark	Harris of Dallas
Cleveland	Heflin
Colson, Mrs.	Helpinstill
Crossley	Hileman
Crosthwait	Huddleston

Huffman	Price
Humphrey	Reed of Bowie
Jones	Reed of Dallas
Kelly	Ridgeway
Kennedy	Rhodes
Klingeman	Roark
Knight	Roberts
Lehman	Senterfitt
Leyendecker	Sharpe
Lock	Simpson
Lowry	Skiles
McAlister	Smith of Bastrop
Manning	Spacek
Markle	Spangler
Matthews	Stanford
Mills	Taylor
Montgomery	Vale
Moore	Voigt
Morgan	Walters
Morris	Wattner
Morse	Weatherford
Pace	Whitesides
Parker	Winfree
Pevehouse	

Nays—25

Allison	Hobbs
Alsup	Howington
Bailey	King
Baker	Lansberry
Bullock	Love
Burkett	Lucas
Connelly	Lyle
Craig	McLellan
Eubank	Phillips
Favors	Rampy
Gandy	Sallas
Hanna	Stubbs
Harris of Hill	

Absent

Bean	Kersey
Bell	McCann
Chambers	McDonald
Coker	McGlasson
Dickson of Nolan	McMurry
Dwyer	McNamara
Halsey	Manford
Hardeman	Murray
Hartzog	Shell
Henderson	Smith of Atascosa
Howard	Stinson
Hoyo	Thornton
Hughes	Turner
Isaacks	White

Absent—Excused

Anderson	Kinard
Blankenship	Little
Gilmer	Martin
Hargis	Nicholson
Hutchinson	

Mr. Morgan moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 13 ON PASSAGE TO EN- GROSSMENT

The Speaker laid before the House, as unfinished business, on its passage to engrossment,

H. B. No. 13, A bill to be entitled "An Act providing for the deposit of moneys to the credit of the State Accumulation Fund of the Teacher Retirement System of Texas, repealing all laws and parts of laws in conflict with this Act, and declaring an emergency."

The bill having heretofore been read second time.

Question: Shall House Bill No. 13 pass to engrossment?

HOUSE BILL NO. 627 ON SECOND READING

Mr. Morse moved that the necessary Rules be suspended for the purpose of taking up and considering, at this time, House Bill No. 627.

The motion prevailed.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 627, A bill to be entitled "An Act to amend Section 12 of House Bill Number 821, Chapter 462, Page 1144, Regular Session of the Forty-fifth Legislature, as amended by House Bill Number 102, Chapter 41, Page 1924, Second Called Session of the Forty-fifth Legislature, as amended by House Bill Number 834, Chapter 1, Page 427, Regular Session of the Forty-sixth Legislature, and to add thereto seven new sections to be known as Sections 23a, 23b, 23c, 23d, 23e, 23f and 23g; to authorize housing authorities to acquire by the exercise of the power of eminent domain any interest in real property; to create housing authorities for counties; to provide for the creation of regional housing authorities; to authorize the undertaking of housing projects for farmers of low income; and declaring an emergency."

The bill was read second time.

Mr. Hughes offered the following amendment to the bill:

Amend House Bill No. 627 by striking out all below the enacting clause and substituting in lieu thereof the following:

Section 1. That Section 12 of House Bill No. 821, Chapter 462, page 1144, Regular Session of the Forty-fifth Legislature, as amended by House Bill No. 102, Chapter 41, page 1924, Second Called Session of the Forty-fifth Legislature, as amended by House Bill No. 834, Chapter 1, page 427, Regular Session of the Forty-sixth Legislature, be and the same is hereby amended so as to read as follows:

"Sec. 12. Eminent Domain. An authority shall have the right to acquire by the exercise of the power of eminent domain any interest in real property, including a fee simple title thereto, which it may deem necessary for its purposes under this Act after the adoption by it of a resolution declaring that the acquisition of the real property described therein is necessary for such purposes. An authority may exercise the power of eminent domain in the manner provided in Articles 3264 to 3271, both inclusive, Revised Civil Statutes of Texas, 1925, and Acts amendatory thereof or supplementary thereto; or it may exercise the power of eminent domain in the manner provided by any other applicable statutory provisions for the exercise of the power of eminent domain. Property already devoted to a public use may be acquired in like manner, provided that no real property belonging to the city, the county, the State or any political subdivision thereof may be acquired without its consent.

Sec. 2. That House Bill No. 821, Chapter 462, page 1144, Regular Session of the Forty-fifth Legislature, as amended by House Bill No. 102, Chapter 41, page 1924, Second Called Session of the Forty-fifth Legislature, as amended by House Bill No. 834, Chapter 1, page 427, Regular Session of the Forty-sixth Legislature, be and the same is hereby amended by adding eight new sections to be known as Sections 23a, 23b, 23c, 23d, 23e, 23f, 23g and 23h, which shall read as follows:

"Sec. 23a. Housing Authorities in Counties. In each county of the State there is hereby created a public body corporate and politic to be known as the 'Housing Authority' of the county; provided, however, that such housing authority shall not transact any business or exercise its powers hereunder until or unless the commissioners court of such county, by proper resolution shall declare at any time hereafter that there is need for a housing authority to function in such county, which declaration shall be made by such commissioners court for such county in the same manner and subject to the same conditions as the declaration of the governing body of a city required by Section 4 of the Housing Authorities Law for the purpose of authorizing a housing authority created for a city to transact business and exercise its powers (except that the petition referred to in said Section 4 shall be signed by one hundred qualified voters and residents of such county).

"The commissioners of a housing authority created for a county may be appointed and removed by the commissioners court of the county in the same manner as the commissioners of a housing authority created for a city may be appointed and removed by the Mayor, and except as otherwise provided herein, each housing authority created for a county and the commissioners thereof, within the area of operation of such housing authority as hereinafter defined, shall have the same functions, rights, powers, duties, immunities, privileges and limitations provided for housing authorities created for cities and the commissioners of such housing authorities, in the same manner as though all the provisions of law applicable to housing authorities created for cities were applicable to housing authorities created for counties; provided, that for such purposes the term 'Mayor' or 'governing body' as used in the Housing Authorities Law shall be construed as meaning 'commissioners court,' and the term 'city' as used therein shall be construed as meaning 'county' unless a different meaning clearly appears from the context; and provided further that a housing authority created for a county shall not be subject to the limitations provided in clause (c) of Section 10 of the Hous-

ing Authorities Law with respect to housing projects for farmers of low income.

"The area of operation of a housing authority created for a county shall include all of the county in which it is created except that portion of the county which lies within the territorial boundaries of any city.

"Sec. 23b. Creation of Regional Housing Authority. If the commissioners court of each of two or more contiguous counties—by resolution declares that there is a need for one housing authority to be created for all of such counties to exercise powers and other functions herein prescribed for a housing authority in such counties, a public body corporate and politic to be known as a regional housing authority shall thereupon exist for all of such counties and exercise its powers and other functions in such counties; and thereupon each county housing authority created for each of such counties shall cease to exist except for the purpose of winding up its affairs and executing a deed to the regional housing authority as hereinafter provided; provided that the commissioners court of a county shall not adopt a resolution as aforesaid if there is a county housing authority created for such county which has any obligations outstanding, unless first (1) all obligees of such county housing authority and parties to the contracts, bonds, notes and other obligations of such county housing authority agree with such county housing authority to the substitution of such regional housing authority in lieu of such county housing authority on all such contracts, bonds, notes or other obligations, and (2) the commissioners of such county housing authority adopt a resolution consenting to the transfer of all the rights, contracts, obligations and property, real and personal, of such county housing authority to such regional housing authority as hereinafter provided; and provided further that when the above two conditions are complied with and such regional housing authority is created and authorized to exercise its powers and other functions, all rights, contracts, agreements, obligations and property of such county housing authority

shall be in the name of and vest in such regional housing authority, and all obligations of such county housing authority shall be the obligations of such regional housing authority and all rights and remedies of any person against such county housing authority may be asserted, enforced and prosecuted against such regional housing authority to the same extent as they may have been asserted, enforced and prosecuted against such county housing authority.

"When any real property of a county housing authority vests in a regional housing authority as provided above, the county housing authority shall execute a deed of such property to the regional housing authority which thereupon shall file such deed with the clerk of the county where such real property is, provided that nothing contained in this sentence shall affect the vesting of property in the regional housing authority as provided above.

"The commissioners court of each of two or more contiguous counties shall by resolution declare that there is a need for one regional housing authority to be created for all of such counties to exercise powers and other functions herein prescribed in such counties, if such commissioners court finds (and only if it finds) (a) that insanitary or unsafe inhabited dwelling accommodations exist in such county or there is a shortage of safe or sanitary dwelling accommodations in such county available to persons of low income at rentals they can afford and (b) that a regional housing authority would be a more efficient or economical administrative unit than the housing authority of such county to carry out the purposes of the Housing Authorities Law in such county.

"In any suit, action or proceeding involving the validity or enforcement of or relating to any contract of the regional housing authority, the regional housing authority shall be conclusively deemed to have become created as a public body corporate and politic and to have become established and authorized to transact business and exercise its powers hereunder upon proof of the adoption of a resolution by the commissioners court of each of the counties creating the regional housing authority de-

declaring the need for the regional housing authority. Each such resolution shall be deemed sufficient if it declares that there is need for the regional housing authority and finds in substantially the foregoing terms (no further detail being necessary) that the conditions enumerated above in (a) and (b) exist. A copy of such resolution of the commissioners court of a county, duly certified by the county clerk of such county, shall be admissible in evidence in any suit, action or proceeding.

"Sec. 23c. Area of Operation of Regional Housing Authorities. The area of operation of a regional housing authority shall include all of the counties for which such regional housing authority is created and established except that portion of the counties which lies within the territorial boundaries of any city.

"The area of operation of a regional housing authority shall be increased from time to time to include one or more additional counties not already within a regional housing authority (except such portion or portions of such additional county or counties which lie within the territorial boundaries of any city) if the commissioners court of each of the counties then included in the area of operation of such regional housing authority, the commissioners of the regional housing authority and the commissioners court of each such additional county or counties each adopt a resolution declaring that there is a need for the inclusion of such additional county or counties in the area of operation of such regional housing authority. Upon the adoption of such resolutions, the county housing authority created for each such additional county shall cease to exist except for the purpose of winding up its affairs and executing a deed to the regional housing authority as hereinafter provided; provided, however, that such resolutions shall not be adopted if there is a county housing authority created for any such additional county which has any obligations outstanding unless first (1) all obligees of any such county housing authority and parties to the contracts, bonds, notes and other obligations of any such county housing authority agree with such county

housing authority and the regional housing authority to the substitution of such regional housing authority in lieu of such county housing authority on all such contracts, bonds, notes or other obligations, and (2) the commissioners of such county housing authority and the commissioners of such regional housing authority adopt resolutions consenting to the transfer of all the rights, contracts, obligations and property, real and personal, of such county housing authority to such regional housing authority as hereinafter provided; and provided further that when the above two conditions are complied with and the area of operation of such regional housing authority is increased to include such additional county, as hereinabove provided, all rights, contracts, agreements, obligations and property of such county housing authority shall be in the name of and vest in such regional housing authority, all obligations of such county housing authority shall be the obligations of such regional housing authority and all rights and remedies of any person against such county housing authority may be asserted, enforced and prosecuted against such regional housing authority to the same extent as they may have been asserted, enforced and prosecuted against such county housing authority.

"When any real property of a county housing authority vests in a regional housing authority as provided above, the county housing authority shall execute a deed of such property to the regional housing authority which thereupon shall file such deed with the clerk of the county where such real property is, provided that nothing contained in this sentence shall affect the vesting of property in the regional housing authority as provided above.

"The commissioners court of each of the counties in the regional housing authority, the commissioners of the regional housing authority and the commissioners court of each such additional county or counties shall by resolution declare that there is a need for the addition of such county or counties to the regional housing authority, if (a) the commissioners court of each such addi-

tional county or counties finds that insanitary or unsafe inhabited dwelling accommodations exist in such county or there is a shortage of safe or sanitary dwelling accommodations in such county available to persons of low income at rentals they can afford and (b) the commissioners court of each of the counties then included in the area of operation of the regional housing authority, the commissioners of the regional housing authority and the commissioners court of each such additional county or counties find that the regional housing authority would be a more efficient or economical administrative unit to carry out the purposes of this Housing Authorities Law if the area of operation of the regional housing authority shall be increased to include such additional county or counties.

"In connection with the issuance of bonds or the incurring of other obligations, a regional housing authority may covenant as to limitations on its right to adopt resolutions relating to the increase of its area of operation.

"In determining whether dwelling accommodations are unsafe or insanitary under this or the preceding Section, the commissioners court of a county shall take into consideration the safety and sanitation of dwellings, the light and air space available to the inhabitants of such dwellings, the degree of overcrowding, the size and arrangement of the rooms and the extent to which conditions exist in such dwellings which endanger life or property by fire or other causes.

"No governing body of a county shall adopt any resolution authorized by this or the preceding Section unless a public hearing has first been held. The clerk of such county shall give notice of the time, place and purpose of the public hearing at least ten days prior to the day on which the hearing is to be held, in a newspaper published in such county, or if there is no newspaper published in such county, then in a newspaper published in the State and having a general circulation in such county. Upon the date fixed for such public hearing an opportunity to be heard shall be granted to all

residents of such county and to all other interested persons.

"Sec. 23d. Commissioners of Regional Housing Authority. When a regional housing authority has been created as provided above, the commissioners court of each county included in such regional housing authority shall thereupon appoint one person as a commissioner of the regional housing authority. When the area of operation of a regional housing authority is increased to include an additional county or counties as provided above, the commissioners court of each county shall thereupon appoint one additional person as a commissioner of the regional housing authority. The commissioners court of each such county shall thereafter appoint each person to succeed such commissioner of the regional housing authority. A certificate of the appointment of any such commissioner shall be filed with the clerk of the county, and such certificate shall be conclusive evidence of the due and proper appointment of such commissioner. If a regional housing authority includes only two counties, the commissioners of such authority appointed by the commissioners court of such counties shall appoint one additional commissioner to such authority. The commissioners of such authority appointed by the commissioners court of such counties shall likewise appoint each person to succeed such additional commissioner; provided that the term of office of such person begins during the terms of office of the commissioners appointing him; and provided further that no person shall be appointed to succeed such additional commissioner in the event the area of operation of the regional housing authority is increased to include two or more counties. A certificate of the appointment of any such additional commissioner of such regional housing authority shall be filed with the other records of the regional housing authority and shall be conclusive evidence of the due and proper appointment of such additional commissioner. The commissioners of a regional housing authority shall be appointed for terms of two years except that all vacancies shall be filled for the unexpired terms. Each commissioner shall hold office until his successor

has been appointed and has qualified, except as otherwise provided herein.

"For inefficiency or neglect of duty or misconduct in office, a commissioner of a regional housing authority may be removed by the commissioners court appointing him, or in the case of the commissioner appointed by the commissioners of the regional housing authority, by such commissioners; provided that such commissioner shall be removed only after he shall have been given a copy of the charges against him at least ten (10) days prior to the hearing thereon and provided that such commissioner shall have had an opportunity to be heard in person or by counsel. In the event of the removal of a commissioner by the commissioners court appointing him, a record of the proceedings, together with the charges and findings thereon, shall be filed in the office of the clerk of the county; and in the case of the removal of the commissioner appointed by the commissioners of the regional housing authority, such record shall be filed with the other records of the regional housing authority.

"The commissioners appointed as aforesaid shall constitute the regional housing authority, and the powers of such authority shall be vested in such commissioners in office from time to time.

"The commissioners of a regional housing authority shall elect a chairman from among the commissioners and shall have power to select or employ such other officers and employees as the regional housing authority may require. A majority of the commissioners of a regional housing authority shall constitute a quorum of such authority for the purpose of conducting its business and exercising its powers and for all other purposes.

"Sec. 23e. Powers of Regional Housing Authority. Except as otherwise provided herein, a regional housing authority and the commissioners thereof shall, within the area of operation of such regional housing authority, have the same functions, rights, powers, duties, privileges, immunities and limitations provided for housing authorities created for cities or counties and the

commissioners of such housing authorities in the same manner as though all the provisions of law applicable to housing authorities created for cities or counties were applicable to regional housing authorities; provided, that for such purposes the term 'Mayor' or 'governing body' as used in the Housing Authorities Law shall be construed as meaning 'commissioners court' and the term 'city' as used therein shall be construed as meaning 'county' unless a different meaning clearly appears from the context; and provided further that a regional housing authority shall not be subject to the limitations provided in clause (c) of Section 10 of the Housing Authorities Law with respect to housing projects for farmers of low income. A regional housing authority shall have power to select any appropriate corporate name.

"Sec. 23f. Rural Housing Projects. County housing authorities and regional housing authorities are specifically empowered and authorized to borrow money, accept grants and exercise their other powers to provide housing for farmers of low income. In connection with such projects, any such housing authority may enter into such leases or purchase agreements, accept such conveyances and rent or sell dwellings forming part of such projects to or for farmers of low income, as such housing authority deems necessary in order to assure the achievement of the objectives of this Act. Such leases, agreements or conveyances may include such covenants as the housing authority deems appropriate regarding such dwellings and the tracts of land described in any such instrument, which covenants shall be deemed to run with the land where the housing authority deems it necessary and the parties to such instruments so stipulate. Nothing contained in this Section shall be construed as limiting any other powers of any housing authority.

"Sec. 23g. Housing Applications by Farmers. The owner of any farm operated, or worked upon, by farmers of low income in need of safe and sanitary housing may file an application with a county housing authority or a regional housing authority requesting that it provide for

a safe and sanitary dwelling or dwellings for occupancy by such farmers of low income. Such applications shall be received and examined by housing authorities in connection with the formulation of projects or programs to provide housing for farmers of low income.

"Sec. 23h. Farmers of Low Income Defined. 'Farmers of low income,' as used in this Act, shall mean persons or families who at the time of their admission to occupancy in a dwelling of a housing authority: (1) live under unsafe or unsanitary housing conditions; (2) derive their principal income from operating or working upon a farm; and (3) had an aggregate average annual net income for the three years preceding their admission that was less than the amount determined by the housing authority to be necessary, within its area of operation, to enable them, without financial assistance, to obtain decent, safe and sanitary housing, without overcrowding."

Sec. 3. Supplemental Nature of Act. The powers conferred by this Act shall be in addition and supplemental to the powers conferred by any other law.

Sec. 4. Act Controlling. In so far as the provisions of this Act are inconsistent with the provisions of any other law, the provisions of this Act shall be controlling.

Sec. 5. Severability. Notwithstanding any other evidence of legislative intent, it is hereby declared to be the controlling legislative intent that if any provision of this Act, or the application thereof to any person or circumstances, is held invalid, the remainder of the Act and the application of such provision to persons or circumstances other than those as to which it is held invalid, shall not be affected thereby.

Sec. 6. Emergency. The fact that there is no provision in the Housing Authorities Law of the State for the creation and establishment of county or regional housing authorities to provide dwelling accommodations for persons of low income which are urgently needed by inhabitants of the State residing in unsafe and unsanitary dwelling accommodations and the further fact that the construction of such projects will pro-

mote the health and public welfare of the citizens of the State create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and said Rule is hereby suspended, and this Act shall take effect and be in full force from and after its passage, and it is so enacted.

HUGHES,
LANSBERRY,
MORSE.

The amendment was adopted.

Mr. Hughes offered the following amendment to the bill:

Amend House Bill No. 627 by striking out all above the enacting clause and substituting in lieu thereof the following:

"An Act to amend Section 12 of House Bill No. 821, Chapter 462, page 1144, Regular Session of the Forty-fifth Legislature, as amended by House Bill No. 102, Chapter 41, page 1924, Second Called Session of the Forty-fifth Legislature, as amended by House Bill No. 834, Chapter 1, page 427, Regular Session of the Forty-sixth Legislature, and to add thereto eight new sections to be known as Section 23a, 23b, 23c, 23d, 23e, 23f, 23g and 23h; to authorize housing authorities to acquire by the exercise of the power of eminent domain any interest in real property; to create housing authorities for counties; to provide for the creation of regional housing authorities; to define the area of operation and powers of regional housing authorities; to authorize the undertaking of housing projects for farmers of low income; and declaring an emergency."

The amendment was adopted.

Question: Shall House Bill No. 627 pass to engrossment?

HOUSE BILL NO. 926 ON SECOND READING

Mr. Crosthwait moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 926 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—125

Allen	Huddleston
Allison	Huffman
Alsup	Hughes
Avant	Humphrey
Bailey	Jones
Baker	Kelly
Bell	Kennedy
Benton	Kersey
Blankenship	Klingeman
Boone	Knight
Brawner	Lansberry
Bray	Lehman
Bridgers	Leyendecker
Brown	Lock
Bruhl	Love
Bullock	Lowry
Bundy	Lucas
Burkett	Lyle
Carlton	McAlister
Carrington	McCann
Cato	McDonald
Clark	McGlasson
Cleveland	McLellan
Coker	McMurry
Colson, Mrs.	McNamara
Connelly	Manford
Craig	Manning
Crossley	Markle
Crothwait	Matthews
Daniel	Mills
Davis	Montgomery
Deen	Morgan
Dickson of Bexar	Morris
Dickson of Nolan	Morse
Donald	Murray
Dove	Pace
Duckett	Parker
Ellis	Phillips
Eubank	Price
Evans	Rampy
Favors	Reed of Bowie
Ferguson	Reed of Dallas
Files	Ridgeway
Fitzgerald	Rhodes
Fuchs	Roark
Gandy	Roberts
Garland	Sallas
Goodman	Senterfitt
Halsey	Sharpe
Hanna	Shell
Hardeman	Simpson
Harris of Dallas	Skiles
Heflin	Smith of Bastrop
Helpinstill	Smith of Atascosa
Hileman	Spacek
Hobbs	Spangler
Howard	Stanford
Howington	Stinson

Stubbs	Weatherford
Thornton	White
Vale	Whitesides
Voigt	Winfree
Wattner	

Absent

Bean	Hoyo
Burnaman	Isaacks
Celaya	King
Chambers	Moore
Dwyer	Pevehouse
Harris of Hill	Taylor
Hartzog	Turner
Henderson	Walters

Absent—Excused

Anderson	Kinard
Gilmer	Little
Hargis	Martin
Hutchinson	Nicholson

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 926, A bill to be entitled "An Act to amend Section 1 of Article 5138, Revised Civil Statutes of Texas, 1925, as amended by Acts, 1931, Forty-second Legislature, Special Laws, page 189, Chapter 88, to empower and authorize counties having a population of 390,000 inhabitants or more and less than 450,000 inhabitants, and containing a city having a population of 290,000 inhabitants or more, according to the last preceding Federal Census, jointly with such city to establish, own, and operate a parental home and school for the training of dependent and delinquent youth resident of that county or city; and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 926 ON THIRD READING

The Speaker then laid House Bill No. 926 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—125

Allen	Bailey
Allison	Baker
Alsup	Bell
Avant	Benton

Blankenship	Knight
Boone	Lansberry
Brawner	Lehman
Bray	Leyendecker
Bridgers	Lock
Brown	Love
Bruhl	Lowry
Bullock	Lucas
Bundy	Lyle
Burkett	McAlister
Carlton	McCann
Carrington	McDonald
Cato	McGlasson
Clark	McLellan
Cleveland	McMurry
Coker	McNamara
Colson, Mrs.	Manford
Connelly	Manning
Craig	Markle
Crossley	Matthews
Crosthwait	Mills
Daniel	Montgomery
Davis	Morgan
Deen	Morris
Dickson of Bexar	Morse
Dickson of Nolan	Murray
Donald	Pace
Dove	Parker
Duckett	Phillips
Ellis	Price
Eubank	Rampy
Evans	Reed of Bowie
Favors	Reed of Dallas
Ferguson	Ridgeway
Files	Rhodes
Fitzgerald	Roark
Fuchs	Roberts
Gandy	Sallas
Garland	Senterfitt
Goodman	Sharpe
Halsey	Shell
Hanna	Simpson
Hardeman	Skiles
Harris of Dallas	Smith of Bastrop
Heflin	Smith of Atascosa
Helpinstill	Spacek
Hileman	Spangler
Hobbs	Stanford
Howard	Stinson
Howington	Stubbs
Huddleston	Thornton
Huffman	Vale
Hughes	Voigt
Humphrey	Wattner
Jones	Weatherford
Kelly	White
Kennedy	Whitesides
Kersey	Winfree
Klingeman	

Absent

Bean	Hoyo
Burnaman	Isaacks
Celaya	King
Chambers	Moore
Dwyer	Pevehouse
Harris of Hill	Taylor
Hartzog	Turner
Henderson	Walters

Absent—Excused

Anderson	Kinard
Gilmer	Little
Hargis	Martin
Hutchinson	Nicholson

INVITING HAROLD H. YOUNG TO ADDRESS THE HOUSE

Mr. Blankenship offered the following resolution:

H. S. R. No. 215, Inviting Harold H. Young to address the House of Representatives.

Whereas, the House of Representatives of the State of Texas, ever mindful of the important role played by distinguished sons of Texas in the affairs of our nation since Sam Houston, make this expression of our gratitude to Vice President Henry A. Wallace for selecting a worthy and useful citizen of Texas to be his right-hand man in the office of administrative assistant to the Vice President of the United States; and

Whereas, Without fanfare of publicity, the Vice President called Harold H. Young of Dallas to Washington during the early days of his tenure, and invested him with the duties of an office created especially for the talents of the huge and jovial Texan, who played such an important part as personal representative of Mr. Wallace in the campaign of the Vice President last fall; and

Whereas, Harold Young, as a true and loyal Democrat, has been of inestimable service to the Democracy of this State, and has given unselfishly of his time and money in every campaign to further the party; and

Whereas, His tact and charm will speedily endear him to the leaders of the nation as they have to the people of Texas, and in going to Washington to answer a higher call

in service of the nation, Mr. Young turns away from a highly lucrative private endeavor as a lawyer; and

Whereas, Mr. Young is typical of the manhood that has characterized Texans for a hundred years, being the son of the late F. L. Young, pioneer minister who gave a long life to consecrated service in small towns for small pay, with his devoted wife raised a large family of sons and daughters, all of whom have won high places in society and have served their Country well; now

Therefore Be It Resolved, That a copy of this Resolution be sent to Vice President Henry A. Wallace, and that a copy be sent to Harold H. Young, and that Mr. Young be invited to appear here and address the House on a date convenient to him.

The resolution was read second time.

Signed—Leonard, Speaker; Allen, Allison, Alsup, Anderson, Avant, Bailey, Baker, Bean, Bell, Benton, Boone, Brawner, Bray, Bridgers, Brown, Bruhl, Bullock, Bundy, Burkett, Burnaman, Carlton, Carrington, Cato, Celaya, Chambers, Clark, Cleveland, Coker, Mrs. Colson, Connelly, Craig, Crossley, Crosthwait, Daniel, Davis, Deen, Dickson of Bexar, Dickson of Nolan, Donald, Dove, Duckett, Dwyer, Ellis, Eubank, Evans, Favors, Ferguson, Miss Files, Fitzgerald, Fuchs, Gandy, Garland, Gilmer, Goodman, Halsey, Hanna, Hardeman, Hargis, Harris of Dallas, Harris of Hill, Hartzog, Heflin, Helpinstill, Henderson, Hileman, Hobbs, Howard, Howington, Hoy, Huddleston, Huffman, Hughes, Humphrey, Hutchinson, Isaacks, Jones, Kelly, Kennedy, Kersey, Kinard, King, Klingeman, Knight, Lansberry, Lehman, Leyendecker, Little, Lock, Love, Lowry, Lucas, Lyle, McAlister, McCann, McDonald, McGlasson, McLellan, McMurtry, McNamara, Manford, Manning, Markle, Martin, Matthews, Mills, Montgomery, Moore, Morgan, Morris, Morse, Murray, Nicholson, Pace, Parker, Pevehouse, Phillips, Price, Ramps, Reed of Bowie, Reed of Dallas, Rhodes, Ridgeway, Roark, Roberts, Sallas, Senterfitt, Sharpe, Shell, Simpson, Skiles, Smith of Bastrop, Smith of Atascosa, Spacek, Spangler, Stanford, Stinson, Stubbs, Taylor,

Thornton, Turner, Vale, Voigt, Walters, Wattner, Weatherford, White, Whitesides and Winfree.

On the motion of Mr. Simpson the names of all the members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted.

MOTION TO REREFER

Mr. Simpson moved that House Bill No. 872 be withdrawn from the Committee on Revenue and Taxation and referred to the Committee of the Whole House.

The motion was lost.

MESSAGE FROM THE SENATE

Austin, Texas, April 17, 1941.

Hon. Homer Leonard, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

H. B. No. 373, A bill to be entitled "An Act further regulating the prescribing of liquor for medicinal purposes and the transportation, storage, and sale thereof; etc., and declaring an emergency." (With amendments.)

H. B. No. 567, A bill to be entitled "An Act making emergency supplementary appropriations for the support and maintenance of the Texas Liquor Control Board for the fiscal year ending August 31, 1941; etc., and declaring an emergency." (With amendments.)

H. B. No. 717, A bill to be entitled "An Act amending Chapter 56, page 806, Special Laws of the Forty-sixth Legislature, 1939, as it pertains to Menard County, Texas; prohibiting the taking of fish in Menard County with any device equipped with more than two (2) hooks, etc., and declaring an emergency."

H. B. No. 784, A bill to be entitled "An Act validating the incorporation of certain cities and towns of more than six hundred (600) and less than two thousand (2000) inhabitants, etc., and declaring an emergency."

H. B. No. 709, A bill to be entitled "An Act providing for certain coun-

ties there shall be imposed upon all male persons the duties of working five (5) days of eight (8) hours efficient service on public roads each year, or the payment on or before May 1st of each year the sum of Three Dollars (\$3); etc., and declaring an emergency." (With amendments.)

H. B. No. 755, A bill to be entitled "An Act providing that the closed season on fishing in Blanco County shall be for the months of February, March, and April; etc., and declaring an emergency."

H. B. No. 794, A bill to be entitled "An Act making it unlawful, for a period of five (5) years, to kill or take any raccoon or mink, or possess the green hide of same, etc.; and declaring an emergency."

H. B. No. 802, A bill to be entitled "An Act making it unlawful to kill or attempt to kill wild turkey or trap or molest same in Newton and Jasper Counties for a period of five (5) years; etc., and declaring an emergency."

H. B. No. 808, A bill to be entitled "An Act making it unlawful to hunt, take, and kill squirrels in Sutton County, Texas, at any time and declaring an open season for hunting squirrels in such county; etc., and declaring an emergency."

H. B. No. 816, A bill to be entitled "An Act to create Road District No. 7, of Lavaca County, Texas; etc., and declaring an emergency."

H. B. No. 826, A bill to be entitled "An Act making it lawful to take or attempt to take any fish from the waters of the Pedernales River in Blanco County, Texas, by any method, means, or device equipped with more than two (2) hooks, including trotlines; etc., and declaring an emergency."

H. B. No. 409, A bill to be entitled "An Act to amend Article 1645, Title 34, of the Revised Civil Statutes of the State of Texas of 1925, relating to the appointment and compensation of county auditors in certain counties; etc., and declaring an emergency."

S. B. No. 275, A bill to be entitled "An Act to amend Article 6371 of the Revised Civil Statutes of Texas 1925,

as amended by Chapter 107, Acts of the Regular Session of the 42nd Legislature, which regulates the equipment of locomotives as to whistles and bells; etc., and declaring an emergency."

Respectfully,

BOB BARKER,

Secretary of the Senate.

SENATE BILL ON FIRST READING

The following Senate bill received from the Senate today was laid before the House, read first time, and referred to the appropriate committee, as follows:

S. B. No. 275, to the Committee on Criminal Jurisprudence.

ADDITIONAL SIGNER OF HOUSE BILL

By unanimous consent of the House the following member was authorized to sign bill as coauthor of same, as follows:

Mr. Spacek: House Bill No. 25.

HOUSE BILLS ON FIRST READING

The following House bills introduced today were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Lansberry:

H. B. No. 929, A bill to be entitled "An Act to provide for the County Unit System of Education in all counties of not less than ten thousand, seven hundred (10,700) and not more than ten thousand, eight hundred and fifty (10,850) population according to the last preceding Federal Census, and providing for the adoption hereof in any such County by election, and providing for the holding of such election in any such county, and if adopted, providing for a County Board of Education, and the election and qualification of its members, and for filling vacancies therein, and for the meeting of such Board and per diem of its members; providing that the County Superintendent or Ex-officio County Superintendent of any such County shall be Secretary of such County Board of Education, and providing for the election of a Treasurer; and further providing for the authority

of the County Board of Education to have title to and charge of all property, estates, effects, moneys, funds, claims, and donations now or hereafter vested for public free school purposes in any such County, and to administer the same in trust for the schools of such County, and to supervise the public school system of such county, and provide for its needs and for sanitation; providing for the consolidation of school districts and a system of transportation of pupils, and for common line districts, to appoint and remove all school superintendents, principals, teachers, clerical and professional assistance authorized by the County Board, and to grade all schools and provide courses of study and fix the date opening of all schools in the County; requiring a scholastic census each year, and reports by the County Board and its officers, and the provision of separate schools for white and colored pupils and for compulsory attendance of pupils, and authorizing the County Board to borrow money for school purposes and conferring power to acquire property, insure buildings, and providing for revenue and taxation for maintenance of schools and payment of interest on and principal of bonds of not to exceed One Dollar (\$1.00) on each One Hundred Dollars (\$100.00) of valuation of taxable property, providing for collection of such taxes, and for special maintenance tax in school districts providing therefor by election, and the levying of such tax; fixing the duties of the County Superintendent, and providing for his assistants, supervisors and supplies; directing the keeping of adequate records, the election of district school trustees and their meetings and powers and duties; defining the application of this law, and providing that any County adopting such system shall remain subject thereto regardless of changes in population unless or until such system is abolished, and providing the means of abolishment thereof; and declaring an emergency."

Referred to the Committee on Education.

By Mr. Lock:

H. B. No. 931, A bill to be entitled "An Act declaring it unlawful for

any person to kill, take, or have in his possession for purpose of sale in Angelina and Tyler Counties any wild fox or the pelts thereof, providing that this law shall be enforced for a period of two (2) years; providing various exemptions and exceptions; prescribing a penalty for the violation of this Act; repealing all laws in conflict, and declaring an emergency."

Referred to Committee on Game and Fisheries.

Mr. Reed of Dallas asked unanimous consent to introduce at this time and have placed on first reading House Bill No. 930.

There was no objection.

The Speaker then laid the bill before the House, it was read first time and referred to the appropriate Committee, as follows:

By Mr. Reed of Dallas:

H. B. No. 930, A bill to be entitled "An Act making certain emergency appropriations for the Adjutant General's Department incident to the support of the Texas Defense Guard and declaring an emergency."

Referred to the Committee on Appropriations.

ADJOURNMENT

Mr. Morris moved that the House adjourn until 10:00 o'clock a. m. tomorrow.

The motion prevailed and the House accordingly at 6:00 o'clock p. m., adjourned until 10:00 o'clock a. m. tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills as follows:

Privileges, Suffrage and Elections: House Bill No. 734.

Public Lands and Buildings: House Bills Nos. 586 and 819.

School Districts: House Bills Nos. 64, 774, 806, 908, 912, and 922; Senate Bills Nos. 89, 126 and 363.

Conservation and Reclamation:
House Bill No. 120.

Counties: House Bill No. 926;
Senate Bill No. 45.

State Affairs: House Bill No.
261.

Revenue and Taxation: House
Bill No. 46.

Game and Fisheries: House Bill
No. 921.

Education: House Bills Nos. 773
and 928.

The Committee on Privileges, Suf-
frage and Elections filed adverse
reports with minority favorable re-
ports on bills, as follows: House
Bills Nos. 587 and 761.

The Committee on Appropriations
filed an adverse report on House
Bill No. 158.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, April 16, 1941.

Hon. Homer L. Leonard, Speaker of
the House of Representatives.

Sir: Your Committee on En-
grossed Bills, to whom was referred

H. B. No. 193, A bill to be entitled
"An Act defining publication, news-
paper, political sub-division, district
and certain mandatory expressions;
designating persons to select news-
papers in which publications are to
be inserted; fixing a legal rate for
publications in newspapers; provid-
ing for the publication of notices,
proclamations, advertising, and cita-
tions in newspapers; repealing con-
flicting provisions of Articles 3, 29,
1154, 3311, 3334, 3808, 4203, 7206,
7276, 7342 and 7624 of the Revised
Civil Statutes, of Article 4115 of the
Revised Civil Statutes as amended
by Acts of 1935, 44th Legislature,
Chapter 254, Section 1, of Acts of
1925, 39th Legislature, Chapter 161,
Sections 2 through 6, of Acts of
1933, 43rd Legislature, 1st Called
Session, Chapter 84, Section 1, and
of Acts of 1937, 45th Legislature,
Chapter 506; repealing all parts of
laws in conflict; providing a rule of
construction; and declaring an
emergency."

Has carefully compared same and
finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 16, 1941.

Hon. Homer L. Leonard, Speaker of
the House of Representatives.

Sir: Your Committee on En-
grossed Bills, to whom was referred

H. B. No. 831, A bill to be entitled
"An Act enabling cities and incor-
porated villages to pass zoning reg-
ulations limiting the height of struc-
tures and objects of natural growth,
and otherwise regulating the use of
property within three thousand
(3,000) feet of the exterior limits
of airports owned by such cities and
incorporated villages, either within
or without their city limits; and de-
claring an emergency."

Has carefully compared same and
finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 16, 1941.

Hon. Homer L. Leonard, Speaker of
the House of Representatives.

Sir: Your Committee on En-
grossed Bills, to whom was referred

H. C. R. No. 90, Commending the
Federal Government for past con-
tributions and urging the necessity
of continuing Federal appropriations
for pest control and eradication.

Has carefully compared same and
finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 17, 1941.

Hon. Homer L. Leonard, Speaker of
the House of Representatives.

Sir: Your Committee on En-
grossed Bills, to whom was referred

H. C. R. No. 93, Granting the Hon-
orable O. L. Parish, Judge of the One
Hundred and Nineteenth Judicial
District of Texas, permission to be
absent from the State of Texas, at
such intervals, and for such time as
he may see fit and proper during the
months of July and August in the
years 1941 and 1942.

Has carefully compared same and
finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 17, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 94, Permitting the House to take up and consider House Joint Resolution No. 1.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Austin, Texas, April 16, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 78, Authorizing the State Highway Department of Texas to lend to the citizens of Olney and Newcastle discarded wire mesh guard

fence for the purpose of fencing the grounds of the True Cemetery in the Community of True.

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, April 17, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 94, Permitting the House to take up and consider House Joint Resolution No. 1.

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

SENT TO THE GOVERNOR

April 17, 1941

House Bill No. 904.

House Concurrent Resolution No. 78.

In Memory of
Judge George E. Christian

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 39, In Memory of Judge George E. Christian.

Whereas, The Bench and Bar of Texas has lost one of its best loved and most illustrious members, in the passing of Judge George E. Christian, Commissioner of the State Court of Criminal Appeals, on Tuesday, April 15, 1941; and

Whereas, Judge Christian for many years rendered a notable public service to the people of Texas as District Attorney, Assistant Attorney General, as an officer in the World War, and for more than thirteen years as a member of the Commission of Appeals, and, while young in years, Judge Christian served the State with credit to himself and honor to his State and Nation; and

Whereas, Judge Christian was recognized by all who knew him as a man possessed of a lovable and admirable personality and splendid traits of character; and

Whereas, In the passing of this distinguished and lovable gentleman, his State and community has suffered the loss of a beautiful and shining character and faithful public servant, and a true, honorable and loyal citizen and friend; now, therefore, be it

Resolved, by the Senate of Texas, the House of Representatives concurring, That they acknowledge with deep regret the passing of this fine gentleman and citizen of Texas, and that a copy of this resolution be spread upon the memorial pages of the Senate and House of Representatives Journals of the day as a token of the love and esteem with which he was held; and be it further resolved that the Secretary of the Senate and the Chief Clerk of the House of Representatives send the family of the deceased a copy of this resolution under their respective seals, and that when the Senate and the House of Representatives adjourn today, that they do so in silent tribute to a man whose name shall live long in the affection of his friends and sorrowing family.

BROWNLEE,
WEINERT,
MOORE.

Signed—Stevenson, Lieutenant Governor; Aikin, Beck, Chadick, Cotten, Fain, Formby, Graves, Hazelwood, Hill, Isbell, Kelley, Lan-

ning, Lemens, Lovelady, Martin, Mauritz, Metcalfe, Moffett, Ramsey, Shivers, Smith, Spears, Stone, Sulak, Van Zandt, Vick, Winfield and York.

The resolution was read second time.

Signed—Leonard, Speaker; Allen, Allison, Alsup, Anderson, Avant, Bailey, Baker, Bean, Bell, Benton, Blankenship, Boone, Brawner, Bray, Bridgers, Brown, Bruhl, Bullock, Bundy, Burkett, Burnaman, Carlton, Carrington, Cato, Celaya, Chambers, Clark, Cleveland, Coker, Mrs. Colson, Connelly, Craig, Crossley, Crosthwait, Daniel, Davis, Deen, Dickson of Bexar, Dickson of Nolan, Donald, Dove, Duckett, Dwyer, Ellis, Eubank, Evans, Favors, Ferguson, Miss Files, Fitzgerald, Fuchs, Gandy, Garland, Gilmer, Goodman, Halsey, Hanna, Hardeman, Hargis, Harris of Dallas, Harris of Hill, Hartzog, Heflin, Helpinstill, Henderson, Hileman, Hobbs, Howard, Howington, Hoyo, Huddleston, Huffman, Hughes, Humphrey, Hutchinson, Isaacks, Jones, Kelly, Kennedy, Kersey, Kinard, King, Klingeman, Knight, Lansberry, Lehman, Leyendecker, Little, Lock, Love, Lowry, Lucas, Lyle, McAlister, McCann, McDonald, McGlasson, McLellan, McMurry, McNamara, Manford, Manning, Markle, Martin, Matthews, Mills, Montgomery, Moore, Morgan, Morris, Morse, Murray, Nicholson, Pace, Parker, Pevehouse, Phillips, Price, Rampy, Reed of Bowie, Reed of Dallas, Rhodes, Ridgeway, Roark, Roberts, Sallas, Senterfitt, Sharpe, Shell, Simpson, Skiles, Smith of Bastrop, Smith of Atascosa, Spacek, Spangler, Stanford, Stinson, Stubbs, Taylor, Thornton, Turner, Vale, Voigt, Walters, Wattner, Weatherford, White, Whitesides and Winfree.

On the motion of Mr. Lansberry, the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted by a rising vote.